

2 _____
3 **Selectboard Meeting**

4 **January 6, 2011 at 8:30 a.m.**

5 **Town Highway Garage, 510 Browns Trace Road**

6
7 **Members present:** Tim Nulty (Chair), Catherine McMains, Kim Mercer

8
9 **Others present:** Todd Odit (Town Administrator), Kenny Barkyoub (Road Commissioner), Barry Driscoll (Mobbs
10 Committee Member), Bob Bolin

11
12 **1. Mobbs Farm Parking Lot Tour**

13 The Selectboard members, accompanied by the Town Administrator, Road Commissioner, a member of the
14 Mobbs Committee and neighbor Bob Bolin walked the Highway Garage area to observe the following
15 possibilities for a parking lot to provide access to Mobbs Farm:

- 16 • Utilize existing parking lot and install gate on access road near intersection with Browns Trace
17 Road.
- 18 • Utilize existing parking lot and seek approval to relocate gate to in front of parking lot.
- 19 • Move parking lot behind the row of trees out of sight of the neighbors and closer to the highway
20 material storage area.

21 Mr. Bolin repeated his preference to locate the parking lot behind the row of trees. The Selectboard requested
22 the Town Administrator to place discussion of the parking lot location on the 1/20/11 agenda, so that the
23 Selectboard could discuss the matter and possibly make a decision at a regularly scheduled meeting.

24
25 The meeting was adjourned until 7:00 pm on 1/6/11 at the Jericho Town Hall for the regularly scheduled
26 meeting.

Selectboard Meeting

January 6, 2011 at 7:00 p.m.

Jericho Town Hall, 67 Vermont Route 15

7 **Members present:** Catherine McMains (Acting-Chair), Kim Mercer

9 **Others present:** Todd Odit (Town Administrator), Amy Richardson (Secretary), Seth Jensen (Town Planner), Stuart
10 Alexander, Chris Kiegle

12 Meeting called to order by Ms. McMains at 7:05 p.m.

14 **1. Public comment.**

15 Mr. Alexander inquired about Dickinson Street and whether the community would have an opportunity to give
16 their input. Ms. McMains stated that a traffic study of the area is being done through the Metropolitan Planning
17 Organization (MPO) and the community will have an opportunity to give input.

19 Mr. Odit explained that the study will be presented to the Selectboard and then the Selectboard will hold a
20 public hearing. He said the study was extended a little and the scope was broadened, but it should be complete
21 by late winter.

23 Mr. Odit presented a photo to the Selectboard. He stated the picture of the Town Hall was donated to the Town
24 by Lucy Wilcox. The photo was passed around for everyone to see. The Selectboard expressed their
25 appreciation for the beautiful picture and generous gesture.

27 **2. Approve DPS Energy Grant Contract.**

28 Mr. Jensen said he received the contract from the Department of Public Service (DPS). He noted that the schools
29 were given their contracts first, in the late fall. Mr. Jensen discussed the delays due to the time it has taken the
30 Department of Energy to issue rules and the money going through an agency that did not have processes in place
31 to handle it.

33 Ms. McMains asked whether there is an issue with an application from November and receiving the money now.
34 Mr. Odit explained there is a year from the date of signature to complete the project. Ms. McMains asked if the
35 match can be met with all staff time, or if money will be needed. Mr. Odit explained that some money will be
36 needed and it is included in the fiscal year 2012 capital budget.

38 Ms. McMains asked if the money could be applied to other projects since some of the library's work has already
39 been completed. Mr. Jensen said he is looking into it and discussing with the Library's Trustees. He and the
40 Selectboard discussed some projects that could be substituted.

42 Mr. Odit stated Mr. Jensen has contacted DPS to explain what work has already been done and the Town would
43 like to use the money for other projects. He said the staff is trying to figure out how to still use the funds and
44 discussed some options.

45

46 On a **motion** by Ms. Mercer, seconded by Ms. McMains, the **Selectboard authorized staff to sign the grant**
47 **agreement with the Vermont Department of Public Service for the Energy Efficiency and Conservation Block**
48 **Grant**. The motion passed 2-0.

49

50 **3. Approve Municipal Planning Grant Contract.**

51 Ms. McMains said it is exciting the grant can be used for a Road Management Plan. Mr. Odit discussed the need
52 to determine potential future traffic flow. Ms. Mercer asked if Jericho is outpacing other Towns in getting these
53 grants. Mr. Odit said Jericho has received a fair share due to Mr. Jensen's efforts. He explained that some
54 communities may not have the time to apply for them and we are doing better than other towns of similar size.

55

56 On a **motion** by Ms. Mercer, seconded by Ms. McMains, the **Selectboard authorized staff to sign a grant**
57 **agreement with the Vermont Department of Economic Housing and Community Development for a Fiscal Year**
58 **2011 Municipal Planning Grant**. The motion passed 2-0.

59

60 **4. Review proposed Town Plan language.**

61 Mr. Jensen said he worked with the Planning Commission to draft language addressing comments from the
62 Selectboard and the public at the last meeting. He discussed the changes made.

63

64 Ms. McMains said she has reviewed some Town Plans with the Regional Planning Commission (RPC) and did not
65 recall quality of life goals in them. She noted concern about unintended consequences. Ms. Mercer said that
66 the language balances the goal and is very inclusive. The Selectboard, Mr. Jensen, and Mr. Odit discussed other
67 phrases and language that may be more appropriate.

68

69 Mr. Jensen discussed other areas of the plan that were amended. The Selectboard discussed the wording of the
70 amendments. Mr. Jensen noted that the Metropolitan Planning Organization (MPO) is updating their Plan and
71 have added a section about "beyond Chittenden County". He noted it may be worthwhile to review their plan
72 and advise them to include similar language.

73

74 The Selectboard further discussed the draft language added to the Town Plan. The Selectboard expressed
75 appreciation for good job making revisions to the plan. The Selectboard discussed the process and timeline of
76 moving forward.

77

78 **5. Review Town Meeting Warning.**

79 Mr. Odit said this is a preview and an opportunity to add anything that is needed. The Selectboard discussed the
80 draft warning and reserve accounts. The Selectboard discussed the Mobbs Parking lot issue and agreed a
81 decision should be made at the next meeting.

82

83 **6. Warn Capital Budget Public Hearing.**

Mr. Odit stated a public hearing is needed and suggesting holding it on February 17, 2011, the same night as the hearing for the Town Plan. He discussed the timing for the future.

Ms. McMains asked what criterion is used for allocating the years. Mr. Odit explained that there is a detailed replacement schedule for the highway equipment and vehicles, but the rest are just holding places at this point. He discussed the planning and budgeting process and how it will tie into the Town Plan.

Ms. Mercer asked if the grants are approved. Mr. Odit explained which grants are already approved and discussed timing.

Ms. McMains asked if Mr. Odit received the email from Vermont Youth Conservation Corps (VYCC). Mr. Odit said he did and he is seeing if there are any projects for them to work on.

On a motion by Ms. Mercer, seconded by Ms. McMains, the Selectboard approved warning a public hearing for the Fiscal Year 2012 Capital Budget of \$740,159 to be held February 17, 2011 at 8:00 p.m. The motion passed 2-0.

7. Update on Library Painting Request.

Mr. Odit said that Mr. Jensen has asked if the extra money from the grant could be used for the library painting, but he has not received an answer yet. The Selectboard and Mr. Kiegle discussed the potential grant funding and further conversations about the building.

Mr. Odit discussed how the capital needs of the library could be incorporated into the budget and the use of reserve accounts. Mr. Kiegle stated the library is trying to get by with donations and grants, but this project is an exception. Mr. Odit discussed having the League of Cities and Towns give a presentation on budgeting and planning sometime after Town Meeting, to include the library. He said he would give an update when the grant question has been answered.

8. Acceptance of FY2010 Audit.

Mr. Odit explained the Selectboard should acknowledge receipt of the audit. The Selectboard and Mr. Odit discussed the surplus for this fiscal year, compared with the deficit of the previous fiscal year. Mr. Odit suggested adopting a policy for use of the fund balance, to establish spending guidelines for the future. The Selectboard agreed that is a good idea.

Mr. Odit noted the audit did not find any weaknesses or material deficiencies. The Selectboard and Mr. Odit discussed training and the need for a procedures manual. Mr. Odit said outside assistance would be needed to develop the manual.

Ms. Mercer asked about the elected Town auditors. Mr. Odit stated the audit has been given to them for review. The Selectboard discussed the responsibilities of the elected auditors and how fortunate Jericho is to have such qualified individuals serving.

On a motion by Ms. Mercer, seconded by Ms. McMains, the Selectboard acknowledged receipt of the fiscal year 2010 audit, as prepared by Fothergill, Segale & Valley. The motion passed 2-0.

9. Update on Skunk Hollow Road Study.

130 Mr. Odit said the study was done, but it didn't include a cost benefit analysis on paving versus maintaining the
131 gravel section. He said an engineering firm has been contracted to complete the life cycle cost analysis
132 requested. Mr. Odit discussed the benefits of having a third party prepare the study and the analysis. He stated
133 the final report should be completed by mid-February.

134
135 Ms. McMains asked if the number of accidents has declined since the guard rails were installed. Mr. Odit said
136 that no one has hit the guard rails since they were installed. He noted the study reports the majority of
137 reported accidents are on the gravel section. The Selectboard discussed the issues with the road. Mr. Odit
138 noted the Highway Department grades the road every two weeks in the summer because of the volume of
139 traffic.

140
141 **10. Approval of 12/16/10 minutes.**

142 On a motion by Ms. Mercer, seconded by Ms. McMains, the Selectboard approved the 12/16/10 minutes as
143 amended. The motion passed 2-0.

144
145 **11. Other Business**

146
147 Wind Storm Update

148 Mr. Odit said he attended a briefing this week that was required for any Town that wanted to apply for
149 assistance funds. He stated he has submitted the request for public assistance and will meet with the Federal
150 Emergency Management Agency (FEMA) Project Specialist. Mr. Odit said Jericho is in the pipeline to receive
151 funds for debris cleanup, including Mobbs Farm. He explained the funding will cover the expense from getting
152 the roads open and will cover further clean up in the right of ways and Mobbs Farm.

153
154 Ms. Mercer asked if Mills River would need to apply separately. Mr. Odit said yes because they are a
155 municipality. He explained covered and non-covered situations. Ms. Mercer asked what will be done with the
156 wood. Mr. Odit explained that whoever removes it will have to report to FEMA, so they can be sure there are no
157 environmental concerns. Ms. McMains discussed some environmental concerns that happened as a result of
158 improper disposal following clean up from an ice storm in Rochester, New York.

159
160 Selectboard Procedure

161 Ms. McMains stated it will be the Selectboard Chair's responsibility to go to the Town Offices on Tuesday
162 mornings, or to arrange for a substitute to sign warrants. The other members will sign the warrants at the
163 following Selectboard meeting.

164
165 RPC & MPO Merger Update

166 Ms. McMains stated the sub-committees for the RPC and MPO merger will start next week, discussing
167 committee structure and staffing. She asked if there are any issues to be addressed. Ms. Mercer suggested use
168 of online, "go to" meetings to reduce driving and the resulting environmental impact. She discussed the
169 benefits of these types of meetings. Ms. Mercer said alternative ways to meet should be considered, including
170 Google video chats, or lunch hour meetings.

171
172 Burn Ordinance

173 Ms. Mercer asked for an update on the Burn Ordinance comments. Mr. Odit stated he received input from Mr.
174 Clark and Mr. Tillotson. He said the ordinance could be amended if the Selectboard agrees with the wording.
175 He noted that a public hearing is not required and discussed the timing of an amendment.

176

- 177 On a **motion** by Ms. Mercer, seconded by Ms. McMains, the **Selectboard adjourned the meeting at 8:19 p.m.**
178 The motion passed 2-0.

2
3 **Selectboard Meeting**

4 **January 8, 2011 at 2:00 p.m.**

5 **Jericho Town Hall, 67 Vermont Route 15**

6
7 **Members present:** Tim Nulty (Chair), Catherine McMains, Kim Mercer

8
9 **Others present:** Todd Odit (Town Administrator), Lynn Wagner (Recreation Director)

10
11 **1. FY12 Budget Worksession**

12 The Selectboard discussed the Recreation budget with the Director and the recent notification that the Browns
13 River Middle School would not be available for the summer program. Ms. Wagner stated that if she was not able
14 to hold the program at the High School, she would see if both age groups could be held at the Jericho
15 Elementary School. However, doing so would be the last resort. She stated that if she was not able to find a
16 location for the older age group that would mean approximately 90 kids would not be able to attend the
17 summer program. The Selectboard and Town Administrator asked Ms. Wagner to let them know if they could be
18 of any assistance in relocating the camp.

19
20 The Selectboard reviewed the rest of the budget and asked the Town Administrator to present them with
21 options on salary increases for the next budget meeting. The Selectboard then discussed the Town Clerk's
22 request for an increase in her salary from \$39,229 to \$45,000. The Selectboard decided that based on
23 comparisons to other Town Clerk offices, specifically Richmond and Waterbury, that an increase in salary
24 beyond what other employees would receive in FY12 was not warranted. The Selectboard recognized that the
25 Town Clerk could ask for an increase at Town Meeting.

26
27 The Selectboard adjourned the budget meeting at 4:00 pm until January 15, 2011 at 9:00 a.m.
28
29

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3

Selectboard Meeting

4

January 15, 2011 at 9:00 a.m.

5

Jericho Town Hall, 67 Vermont Route 15

6

7 Members present: Tim Nulty (Chair), Catherine McMains, Kim Mercer

8

9 Others present: Todd Odit (Town Administrator)

10

11 1. FY12 Budget Worksession

12 Mr. Odit provided the Selectboard with an overview of the changes made to the budget as a result of the
13 January 6 budget meeting. The first was the inclusion of secured grant funds that were expected to be expended
14 totaling \$50,000 for the highway garage improvements and \$74,989 for the Rt. 15 sidewalk from Palmer Lane to
15 the Jericho/Underhill border. The additions of these amounts were made to the revenue and expenses, having
16 no net affect on the budget. Mr. Odit also reviewed various reductions he made to the budget as presented to
17 the Selectboard, which reduced the amount needed to be raised by taxes by \$15,777. As a result, the revised
18 budget increased the amount raised by taxes compared to the FY11 budget by 2.87%. As revised, it was
19 expected that the budget would increase the tax rate by 2.28%, or \$10.30 per \$100,000 of assessed value. A
20 general discussion ensued and the Selectboard requested that the revised budget be presented at the January
21 20, 2011 meeting for action.

22

23 The Selectboard adjourned the budget meeting at 10:30 am.

24

25

2
3 **Selectboard Meeting**

4 **January 20, 2011 at 7:00 p.m.**

5 **Jericho Town Hall, 67 Vermont Route 15**

6
7 **Members present:** Catherine McMains (Acting Chair), Kim Mercer

8
9 **Others present:** Todd Odit (Town Administrator), Amy Richardson (Secretary), Seth Jensen (Town Planner), Anna
10 Smiles-Becker, Julia Blake, Emilie Alexander, Jean-Marie Milliken, Kelly King, Chris Sims, Barry Driscoll

11
12 Meeting called to order by Ms. McMains at 7:05 p.m.

13
14 **1. Public comment.**

15 Ms. Smiles-Becker, Community Center Board member, asked to speak about its request for \$5,000. Ms. Milliken
16 stated her dance studio has been renting space from the Community Center for at least 15 years and it is used by
17 the wider community. Ms. King said the space is used for many different things. She listed many uses and
18 groups that make use of the space. Ms. Simms agreed with the comments made and added other groups that
19 use the center. She stated she lives in Jericho Corners and feels that it is the Town's Community Center,
20 expressing her support.

21
22 Ms. Smiles-Becker thanked the Selectboard for adding the request to the budget, as a one-time request. She
23 also thanked the Selectboard for the \$2,000 contribution. Ms. Smiles-Becker gave an update on their fundraising
24 efforts, noting \$61,000 has been raised and a \$14,000 grant was received from Vermont Historic Preservation.
25 She said they are getting close, but still need additional funding for the project. She provided information about
26 use of the center and support for the center from all areas of the Town.

27
28 Ms. Blake provided information on recent donors, noting the following:

- 29
 - 170 donors
 - 30 • 74 donors from Jericho Center
 - 31 • 69 donors from other parts of Jericho
 - 32 • 9 donors from out of state

33
34 Ms. Blake listed other towns, businesses, churches, foundations, and trusts that have donated to the Community
35 Center. She also noted: an antique sale raised \$3,000k; a grocery raffle earned \$900; and a book sale raised
36 \$450. Ms. Blake stated a lot of money has been raised and they are still short of what is needed.

37
38 Ms. McMains asked if the building has been stabilized for the winter. Ms. Smiles-Becker said yes and explained
39 how the project has been broken into phases. The Selectboard thanked everyone for the information provided.

40
41 Ms. Mercer asked if the Community Center would have a table at Town Meeting and asked if the youth group
42 would be interested in babysitting at Town Meeting. Ms. Simms noted there would be a table at the meeting
43 and agreed to check with the youth group about babysitting.

2. Review Proposed Town Plan Language – Seth Jensen.

The Selectboard discussed the revisions with Mr. Jensen. They thanked Mr. Jensen for the work that went into the Town Plan.

On a motion by Ms. Mercer, seconded by Ms. McMains, the Selectboard approved the revised Town Plan language. The motion passed 2-0.

3. Approve Contract with Regional Planning Commission (RPC) for Build-Out Analysis – Seth Jensen.

Mr. Jensen explained this contract is with the RPC, who will be the group performing the analysis. He gave examples of other areas the RPC has done this analysis for. Ms. McMains stated she likes that they are incorporating the results into a Road Management Plan. Ms. Mercer asked if the contract was drafted by the RPC and Mr. Jensen stated it was.

On a motion by Ms. Mercer, seconded by Ms. McMains, the Selectboard approved the contract with the Regional Planning Commission for Build-Out Analysis. The motion passed 2-0.

4. Mobbs Farm Parking Lot Discussion.

Ms. McMains provided the following chronology of public hearings relating to the Mobbs Farm parking lot:

- Fall 2005: Town constructs parking lot at highway garage without permit.
- June, 26, 2006: As a result of a letter from an attorney for the neighbors, the Zoning Administrator determines a permit should have been applied for.
- November 9, 2006: Town applies for conditional use permit for Mobbs, including site plan and parking lot with a 25% reduction in required parking spots.
- December 14, 2006: Development Review Board (DRB) issues a decision, denying the request. One reason included was the public safety issue after dark. "The board also recognizes it leaves an unscreened parking lot, but rather than turn it back to grass chooses to leave it if that in fact turns out to be the best location."
- May 24, 2007: Town applies for site plan approval of Mobbs and existing parking lot.
- July 3, 2007: DRB approves parking lot with conditions... "A locked gate shall be constructed to enforce the closing of the park at dusk and shall be located where the town garage road meets Browns Trace...additional screening shall be installed to limit views of the parking lot from the adjacent properties...and shall provide full screening within 3 years."
- March 13, 2008: Town applies for site plan amendment to remove the locked gate.
- April 8, 2008: DRB Denies request. "The application was not sufficient to demonstrate compliance with 301.4.3.2 Public testimony suggests that a nuisance has already been created and there may be a public safety issue after dark. The Board approved the application with a gate, which addressed the safety concerns of the neighbors, and needs to be erected before the parking lot can be further utilized. The applicant is strongly encouraged to seek an alternative to the gate that satisfies the concerns of the neighbors."
- May 28, 2008: Selectboard approves appointing a committee for mediation with Mr. Nulty as facilitator.
- June - July? 2008: Mediation group decides to compromise by moving parking lot, in order to drop requirement for gate.
- After this, there is no record of what happened. It is unclear if the compromise solution was ever brought back to the Selectboard and discussed. The compromise would have required DRB application and approval, and that never happened.
- July 1, 2010: Heather Furman attends Selectboard meeting and asks them to resolve the parking lot issue.
- July 15, 2010: Town Administrator presents a new plan to the Selectboard after meeting on site with the Town Engineer and the Road Foreman. The alternative would locate the lot in the agreed-upon place, but with a separate access road.

- 95 • August 19, 2010: Selectboard has a discussion at its meeting and hears from neighbors.
96 • September 9, 2010: DRB holds sketch review on new alternative.
97 • September 16, 2010: Selectboard hears report of DRB hearing, and discusses existing approval and locations
98 of gate at Brown's Trace or at entrance to the existing lot. The Selectboard asks the Town Administrator to
99 come back with an estimate of costs for each of the different options.
100 • November 4, 2010: Selectboard reviews three options, and decides a full Selectboard should be present to
101 make a decision.
102 • November 18, 2010: Full Selectboard reviews the options and agrees to schedule a tour of the site to
103 consider the mediated solution.
104 • January 6, 2011: Selectboard tours site with Road Foreman, Town Administrator, Bob Bolin, and Barry
105 Driscoll.
106

107 Ms. McMains stated the four options currently are as follows:

- 108 1) Build a parking lot behind and build a new road, with a gate and landscaping. Estimated cost \$35,000.
109 2) Original approval. Estimated cost \$11-13,000.
110 3) Relocate the gate to in front of the parking lot. Estimated cost similar to option #2.
111 4) Original parking lot back behind, using Town garage road. Estimated cost similar to option #1.
112

113 Ms. McMains stated that options #1, #3, and #4 would need to go back to DRB for approval. She noted the
114 Mobbs Committee likes the gate in front of the parking lot. She also noted that stormwater issues could be
115 triggered with options #1 and #4, due to proximity to the highway garage, discussing additional costs involved.
116

117 Mr. Driscoll discussed his role in the process. He explained the Mobbs Committee was fairly new and a
118 Management Plan was not written at the time the initial DRB approval was issued. He noted the area has been
119 used at varying hours with no issues to date and the committee does not feel the need to regulate if there are no
120 issues.
121

122 Ms. McMains noted the safety concerns of the neighbors and discussed the availability of solar powered gates.
123 She noted that DRB approval will be needed, but it seems to follow the intent of the original approval. The
124 Selectboard discussed the options. Ms. Mercer stated it is about cost, due process, and feasibility. She
125 expressed concern about the potential for DRB to deny the request.
126

127 Mr. Odit stated he has reviewed the regulations and there was a slight change in the language regarding nuisance
128 and public safety that are less vague. He noted that moving the gate would not be a big change in meeting the
129 intent of the condition.
130

131 Mr. Driscoll discussed the reasoning for requiring the gate at Browns Trace Road. Ms. Mercer discussed the issue
132 with the Town dealing with two gates. Mr. Odit noted that "no parking" signs can be installed along the drive.
133

134 On a motion by Ms. McMains, seconded by Ms. Mercer, **the Selectboard approved Option 3, putting a gate in**
135 **front of the current parking lot and applying to DRB so the parking lot can be used.** The motion passed 2-0.
136

137 Mr. Odit stated he will work on the application to the DRB. The Selectboard discussed the size of the lot and
138 concerns about it filling up. Mr. Driscoll stated he looked into the stormwater issue and discussed an unofficial

139 opinion he got from the engineers he talked with. The Selectboard discussed landscaping that will need to be
140 done. The Selectboard thanked Mr. Driscoll for all the time he has spent on this issue and for volunteering.

141
142 **5. Approve Fiscal Year 2012 General Fund and Capital Budgets – Todd Odit.**

143 Mr. Odit said he provided the Selectboard with a new budget packet, which includes an overview of the budget
144 after the Selectboard's working session. Mr. Odit and the Selectboard discussed the budgets. Mr. Odit stated he
145 will draft a Question & Answer sheet that includes the tax rate history. He asked the Selectboard to review the
146 information and notify him of any changes.

147
148 On a **motion** by Ms. Mercer, seconded by Ms. McMains, **the Selectboard approved the fiscal year 2012 General**
149 **Fund and Capital Budgets.** The motion passed 2-0.

150
151 **6. Adopt 2011 Town Meeting Warning – Todd Odit.**

152 Ms. McMains asked if any petitions were submitted and Mr. Odit stated there were not. On a **motion** by Ms.
153 Mercer, seconded by Ms. McMains, **the Selectboard adopted the 2011 Town Meeting Warning as presented.**
154 The motion passed 2-0.

155
156 **7. Approve minutes of 1/6/2011.**

157 On a **motion** by Ms. Mercer, seconded by Ms. McMains, **the Selectboard approved the 1/6/11 minutes as**
158 **amended.** The motion passed 2-0.

159
160 **8. Approve 1/10/2011 Warrants.**

161 The Selectboard members present signed the warrants.

162
163 **9. Other Business**

164 Information regarding the potential merger of the Metropolitan Planning Organization (MPO) and the Regional
165 Planning Commission (RPC) was provided to the Selectboard. The Selectboard discussed meeting schedules.

166
167 On a **motion** by Ms. Mercer, seconded by Ms. McMains, **the Selectboard adjourned the meeting at 8:04 p.m.**
168 The motion passed 2-0.

2
3 **Selectboard Meeting**

4 **February 3, 2011 at 7:00 p.m.**

5 **Jericho Town Hall, 67 Vermont Route 15**

6
7 **Members present:** Tim Nulty (Chair), Catherine McMains, Kim Mercer

8
9 **Others present:** Todd Odit (Town Administrator), Amy Richardson (Secretary), Seth Jensen (Town Planner), Alan
10 McMullen, David Tillotson, Sergeant Deagan

11
12 Meeting called to order by Mr. Nulty at 7:00 p.m.

13
14 **1. Public comment.**

15 Mr. McMullen inquired about modifying the right of way on Railroad Circle. The Selectboard asked him to
16 discuss the situation with Mr. Odit during business hours and he would help him determine the appropriate
17 course of action.

18
19 **2. Fine Revenue Discussion – Vermont State Police.**

20 Sgt. Deagan stated he is in charge of the Town's contract with the State Police. Mr. Odit said he noticed that fine
21 revenue was down substantially halfway through the fiscal year. Sgt. Deagan said he has been looking into the
22 matter since Mr. Odit brought it to his attention. He said they have been shorthanded lately and have not been
23 using as many hours for the contract. He said they have been making adjustments since the situation was
24 brought to his attention.

25
26 Sgt. Deagan discussed the composition of Jericho's fine revenue and recent changes in how the funds are
27 received by towns. He said the Selectboard will want to review the contract as it comes to an end to see if it is
28 still working for the Town.

29
30 Mr. Nulty noted that they do not consider fine income as a revenue generator. Sgt. Deagan stated that the
31 contract hours are used for more than speed enforcement. He said they maintain records on the types of calls
32 that are responded to and discussed the changes in types since the contract was initiated.

33
34 Mr. Odit said the topic came to his attention while reviewing the difference in revenue, but there have been
35 complaints about speed. He said that fines are down because fewer tickets are being written. He said it is about
36 the enforcement more than it is about the fines. The Selectboard and Sgt. Deagan discussed areas in Town that
37 are of concern.

38
39 Sgt. Deagan discussed coverage hours and how they are used. The Selectboard thanked Sgt. Deagan for coming
40 to the meeting and noted their appreciation for the activity reports provided to them.

41
42 **3. Mobbs Farm Request to Retain Consulting Forester.**

43 Mr. Odit said the issue is the storm damage at Mobbs Farm, resulting from the recent wind storm. He said he
44 walked the area with a group recently and there are safety concerns. He stated that a Consulting Forester is
45 needed to assess the damage and the health of the remaining trees. Mr. Odit said the Forester would provide
46 recommendations on how to handle the damage. He noted there may be FEMA funds to assist with the cost.

48 Mr. Odit discussed the time sensitive nature of this, for safety and for timber marketability. He said the Forester
49 can recommend the best course of action for the wooded area. He noted the Mobbs Farm Committee has
50 contacted a firm to get an estimate, but nothing has been received to date. Mr. Odit said he would like approval
51 to continue looking into the matter and to come back to the Selectboard with the options available.

52
53 Ms. McMains asked about a typical fee structure for a Forestry Plan of this nature. Mr. Odit said he did not know.
54 The Selectboard and Mr. Odit discussed the types of wood in the damaged area. Ms. McMains noted that the
55 Forest Management Plan is coming due and asked if it would be included. Mr. Odit stated the immediate
56 concern is assessing the storm damage. He said it could be added on after that, but the priority is the
57 assessment if we want any value out of the wood.

58
59 Mr. Odit discussed the options available for funding, noting that it is best to have estimates before discussing in
60 detail. He said the Town needs a Forester to tell us what to take and to supervise any logging. Mr. Nulty
61 expressed concern with spending money on planning versus actually doing the work.

62
63 Mr. Odit said we need to know what to do. He discussed some options and some concerns with the current
64 situation in the area. Ms. McMains asked about using the current Tree Warden. Mr. Odit said they will consult
65 with him; however, they would like to use someone who is already familiar with Mobbs Farm. Ms. Mercer asked
66 if there is money in the Mobbs' budget. Mr. Odit said the money is already planned for other projects. Ms.
67 McMains stated that people need to be safe.

68
69 The Selectboard agreed it is important to move forward with this.

70 71 **4. DRB Alternate Appointment of Chris West.**

72 Mr. Odit said the candidate has been recommended by the Development Review Board (DRB). The Selectboard
73 discussed with Mr. Jensen, who stated the DRB has recommended Mr. West for the alternate position.

74
75 On a motion by Ms. Mercer, seconded by Ms. McMains, **the Selectboard appointed Ms. West as an alternate to**
76 **the Development Review Board an unexpired term, which ends at Town Meeting.** The motion passed 3-0.

77
78 Ms. McMains suggested holding a meeting after Town Meeting with those individuals who need to be appointed
79 or reappointed to positions.

80 81 **5. Discussion of Noise Ordinance.**

82 Mr. Odit said there was material provided to the Selectboard on noise ordinances. Ms. McMains said there are
83 not many towns in this area that have a noise ordinance due to enforcement issues. She discussed how other
84 towns handle the issue and noted the Planning Commission would like to use the Zoning Regulations. She noted
85 concerns about using the Vermont State Police for enforcement and said she would rather see it addressed
86 through zoning.

87
88 Ms. Mercer asked Mr. Jensen to summarize the Hinesburg situation. Mr. Jensen stated that the Vermont
89 Supreme Court ruled earlier this month on a case in Hinesburg dealing with a motocross facility. He summarized
90 the ruling. Mr. Jensen explained the similarities and differences between this case and the recent controversy in
91 Jericho involving a motocross facility. He concluded this ruling should not undo the decision made in Jericho
92 because structure is defined differently between the two towns. He also noted the decision was limited to
93 structure and did not address noise concerns.

95 Ms. McMains noted the report does say noise performance standard can be upheld and read from the decision.
 96 Mr. Odit gave a brief history of the situation in Hinesburg and discussed how the issue was raised in that
 97 situation. Mr. Nulty asked if the issue was escalated due to noncompliance by the landowners. Mr. Odit said that
 98 was not the case and discussed the ruling further.
 99
 100 Ms. McMains asked if the Planning Commission would prefer to address concerns through the Zoning
 101 Regulations. Mr. Jensen said yes, stating they would like to review the performance standards to see if they
 102 could be tightened. Ms. McMains said the complaints she is aware of have been motocross.
 103
 104 Ms. Mercer said she understands the reason for bringing it forward, but feels that a noise ordinance should not
 105 be pursued at this time. She stated there is a lot of noise that this noise ordinance will not, or cannot stop. She
 106 gave examples and said an ordinance would be difficult to enforce.
 107
 108 Ms. McMains said if the ordinance could not be enforced, it would increase frustration on both sides. She said
 109 she would like to see the concerns addressed with the Zoning Regulations and by letting people know how to
 110 handle concerns.
 111
 112 Mr. Odit explained that part of the frustration people had with the situation this summer was the complaints
 113 were not addressed quickly enough. He said that a noise ordinance would not guaranty a faster response. He
 114 discussed the disturbing the peace law and daytime noises that would not go away. Mr. Odit stated the process
 115 worked, but it took time to work through.
 116
 117 Ms. McMains stated the Vermont Supreme Court was clear that the issue was the noise and she read from the
 118 decision. She said it is difficult to balance both sides. The members of the Selectboard agreed to table the issue
 119 of a noise ordinance.
 120
 121 The Selectboard requested that the Planning Commission look into addressing concerns through the Zoning
 122 Regulations.
 123
 124 **6. Adopt Town Highway Map.**
 125 The Selectboard discussed the Town Highway Map.
 126
 127 On a **motion** by Ms. McMains, seconded by Ms. Mercer, **the Selectboard adopted the Certificate of Highway**
 128 **Mileage dated February 10, 2011.** The motion passed 3-0.
 129
 130 **7. Discuss Burn Ordinance Change Suggestions.**
 131 Mr. Odit discussed the draft revisions resulting from input from Mr. Clark and Mr. Tillotson. Ms. McMains
 132 clarified that the language is being modified, but the Burn Ordinance is still good. Mr. Odit said yes. He
 133 explained that sometimes modifications are needed after an ordinance is adopted.
 134
 135 Mr. Odit stated the language of the ordinance allows the person issuing a permit to write in conditions on the
 136 permit. He discussed examples of conditions that may be written in. The Selectboard discussed wording and
 137 formatting of the draft revisions with Mr. Odit

138
139 Mr. Tillotson noted a condition he uses is to require someone to stay with the fire until it is out. He explained
140 the reasoning and noted that he does not give permits when it is extremely windy. He discussed some examples.
141 Ms. Mercer read the section of the Burn Ordinance that addresses that issue.
142
143 Mr. Tillotson stated he liked the inclusion of the dimensional size of a camp fire. Ms. Mercer asked about small
144 fires on public lands. Mr. Odit said he may be allowed in certain circumstances under State law. Mr. Tillotson
145 said they are allowed in State parks and that he does not recall seeing any prohibition.
146
147 Mr. Nulty asked Mr. Odit to move forward and prepare the revised Burn Ordinance for adoption. The other
148 Selectboard members agreed. The Selectboard thanked Mr. Tillotson and Mr. Clark for their time on this matter.
149
150 **8. Approve minutes of 1/6/2011, 1/8/2011, 1/15/2011, & 1/20/2011.**
151 On a **motion** by Ms. McMains, seconded by Ms. Mercer, **the Selectboard approved the 1/6/2011, 1/8/2011,**
152 **and 1/15/2011 minutes as submitted.** The motion passed 3-0. On a **motion** by Ms. Mercer, seconded by Ms.
153 McMains, **the Selectboard approved the 1/20/11 minutes as amended.** The motion passed 3-0.
154
155 **9. Approve 1/24/2011 Warrants.**
156 The Selectboard members present signed the warrants.
157
158 **10. Other Business**
159 Ms. McMains said she received notification from the CCRPC about the Housing and Urban Development grant.
160 Mr. Nulty stated he assumed the letter meant Ms. McMains is being appointed, with Mr. Nulty and Ms. Mercer
161 as alternates. The Selectboard discussed the meetings.
162
163 Skunk Hollow Road Study
164 Mr. Odit said he received a draft of the Skunk Hollow Road study report and it was not as thorough as was
165 needed. He said he asked for a life cycle analysis on paving versus gravel, wanting an independent review. Mr.
166 Odit said a 20% match will be needed.
167
168 On a **motion** by Ms. Mercer, seconded by Ms. McMains, **the Selectboard approved the Skunk Hollow Road**
169 **Paving Alternates Evaluation.** The motion passed 3-0.
170
171 Solar Energy
172 Mr. Nulty stated he would like to raise an issue for discussion and consideration. He said he had a Solar Array
173 installed and it is profitable the day it is turned on. He discussed the financial benefits and noted that a lot of
174 people do not know about them. Mr. Nulty stated it is a good investment, discussing the costs and income
175 involved. He noted that a lot of people cannot make the initial investment and therefore cannot reap the
176 benefits, financial and environmental.
177
178 Mr. Nulty proposed that the Town offer, to those residents interested, an arrangement whereby the Town
179 borrows the initial investment at attractive rates and lends the money to the homeowner to install the array.
180 He said the homeowner would agree to a special tax assessment to repay the money. Mr. Nulty said he
181 discussed with an attorney who said the legislation to facilitate this has already been passed and there are six
182 towns doing this.
183

184 Ms. McMains said the districts have been established, but no one has borrowed the money because of the
185 priority of the taxes. She explained the lien priority and how the municipalities are not willing to take the risk
186 involved with the current setup. Mr. Nulty said the legislation provides a way to establish a debt service
187 reserve.

188
189 Ms. McMains explained that several towns have signed on to get the legislation and discussed the complications
190 relating to lien priorities. She said that these projects have been stopped across the country and people are
191 trying to figure out how to correct the issue. She said Jericho has signed the letter, as recommended through
192 the Energy Task Force, so we will be on the fast track to establish the tax assessment district when it is fixed.
193 Mr. Nulty clarified the district is only for the special tax assessment and Ms. McMains said yes.

194
195 Mobbs Farm Parking Lot

196 Mr. Odit said the Zoning Administrator has responded to the letter from Mr. Bolin. He said the approval was
197 unclear about what is required for landscaping, so he has asked a landscaping firm to develop a plan. Mr. Odit
198 said that if the DRB approves the application, the planting schedule would be very clear.

199
200 The Selectboard discussed what type of planting is needed and why plants could not be relocated from other
201 areas of Mobbs Farm. Mr. Odit said screening is required for any parking lot. Ms. McMains asked if the planting
202 schedule will be submitted with the application. Mr. Odit said it will be submitted, so it will be clear what is
203 required if approved. Ms. Mercer said it will also push us to get it done in a timely manner.

204
205 Town Meeting

206 Ms. Mercer noted that the youth group from the church in Jericho Center has agreed to provide babysitting for
207 the Town and School Meetings. She said a notification was added to the Town Report and people will be
208 notified through the schools.

209
210 Ms. Mercer suggested the Selectboard conduct a survey at Town Meeting. She said it is a good way to get
211 anonymous feedback on specific Jericho issues. She volunteered to write a draft and get input from the other
212 members of the Selectboard, and to compile the results. The other members of the Selectboard agreed to the
213 survey. Mr. Odit suggested asking about resident's priorities for budgeting.

214
215 Idling Policy

216 Ms. Mercer stated that the schools in the Chittenden East Supervisory Union (CESU) have a No Idling Policy on
217 school grounds. She discussed challenges with enforcement and some particular situations. She said there is no
218 signage and she has asked the school to remind people, but has not seen any effect. Ms. Mercer said Idle Free
219 Vermont has metal signs and they are getting some for the schools.

220
221 Ms. Mercer stated that some towns have an Idle Free Policy, but enforcement is difficult. She said this is
222 important. Ms. McMains said the Energy Task Force will be bringing this up at Town Meeting. Ms. Mercer said
223 that a lot of people at Town Meeting might already be aware, but she would like to make everyone aware. She
224 discussed the wastefulness and suggested a potential future ordinance. She recognized it would be hard to
225 enforce, but would raise awareness.

226
227 Mr. Odit noted that he will be bringing a policy about highway vehicles idling to the Selectboard at the next
228 meeting. Mr. Nulty expressed concerns about enacting too many ordinances that are difficult to enforce. Ms.
229 Mercer suggested an ordinance, rather than a policy. She discussed how an ordinance would allow residents to
230 point it out to others in Town.

231

232 Mr. Odit noted there is a State law prohibiting leaving a vehicle running while unattended. He noted that the
233 Town Road Commissioner is comfortable with the Highway Vehicle Policy that will be proposed. He suggested
234 presenting the members with a model resolution at the next meeting for further discussion.
235
236 On a **motion** by Ms. Mercer, seconded by Ms. McMains, **the Selectboard adjourned the meeting at 8:20 p.m.**
237 The motion passed 3-0.

2
3 **Selectboard Meeting**

4 **February 17, 2011 at 7:00 p.m.**

5 **Jericho Town Hall, 67 Vermont Route 15**

6
7 **Members present:** Tim Nulty (Chair), Catherine McMains, Kim Mercer

8
9 **Others present:** Todd Odit (Town Administrator), Amy Richardson (Secretary), Seth Jensen, Clair Leonard, Glenn
10 Hayes, Tom Baribault, Jessica Alexander

11
12 The public hearing was called to order by Ms. McMains at 7:01 p.m.

13
14 **1. Public Hearing.**

15
16 Draft 2011 Town Plan

17 Mr. Jensen said the plan had been updated with the changes requested by the Selectboard. He said the Planning
18 Commission reviewed the changes and found that the plan continues to comply with State statutes.

19
20 Ms. McMains asked for public comment on the Town Plan.

21
22 Mr. Baribault, from the Jericho Conservation Commission, asked if the maps associated with the plan would be
23 able to be updated as new data becomes available, or if it would have to wait for the next revision. He gave the
24 example of natural resource inventories being conducted.

25
26 Mr. Jensen said that some of the information can be incorporated when the census data becomes available. He
27 discussed doing a minor amendment in a year or so, which will help align revision dates with the availability of
28 information from the census.

29
30 Ms. McMains asked about some formatting and staffing changes. Mr. Jensen explained that the actual
31 document is correctly formatted. Mr. Odit noted that the plan includes a snapshot of the staffing at the time, but
32 it does not dictate what the structure has to be. Mr. Jensen said any changes can be incorporated in the
33 amendment in a year, or so.

34
35 Amendments to Zoning District Map

36 Ms. McMains asked for public comment on the Zoning District Map. There were none.

37
38 The Selectboard expressed appreciation for a job well done.

39 The public hearing was closed by Ms. McMains at 7:08 p.m.

40 The Selectboard meeting was called to order by Mr. Nulty at 7:08 p.m.

41
42 **2. Public Comment.**

43 There was none.

44
45 **3. Review Highway Idling Policy and Town Idling Resolution.**
46

47 Mr. Odit explained how the draft Highway Idling Policy was initiated by the Road Commissioner. He said it will
48 reduce idling of the highway vehicles and equipment, without being too restrictive, and dovetails with what Ms.
49 Mercer was discussing at the previous meeting.
50

51 Ms. Mercer noted that it is two separate things: one is for the public to reduce idling in Town; and the other one
52 is for the highway vehicles.
53

54 **On a motion by Ms. McMains, seconded by Ms. Mercer, the Selectboard adopted the Highway Idling Policy as**
55 **written. The motion passed 3-0.**
56

57 No Idling Resolution

58 Mr. Odit said he used the model resolution prepared by Idle Free Vermont. Ms. Mercer read the proposed No
59 Idling Resolution for the Town of Jericho, as follows:
60

61 ***WHEREAS, vehicle idling generates emissions that pollute the air we breathe, which can cause respiratory***
62 ***problems, including asthma and lung disease and where children and the elderly are particularly***
63 ***vulnerable; and***
64

65 ***WHEREAS, petroleum-based gasoline and diesel fuel are nonrenewable resources, existing reserves are***
66 ***declining, and therefore they should be used wisely and not wasted; and***
67

68 ***WHEREAS, vehicle idling burns fuel, emitting CO2 – a major contributor to detrimental climate change;***
69 ***and***
70

71 ***WHEREAS, idling for more than 30 seconds uses more fuel and emits more pollutants than turning a***
72 ***warm engine off and back on; and***
73

74 ***WHEREAS, excessive idling causes needless engine wear that can lead to increased engine maintenance***
75 ***and shortened engine life; and***
76

77 ***WHEREAS, allowing an unattended vehicle to idle in public violates Vermont's unattended motor vehicles***
78 ***law; and***
79

80 ***IN SUMMARY, reducing idling will save money and fuel, reduce carbon emissions and air pollutants and***
81 ***keep us law-abiding.***
82

83 ***Therefore, we as citizens and stewards of both the present and future environment will eliminate***
84 ***unnecessary vehicle idling by turning off our engines when picking up and dropping off children at school,***
85 ***stopping at the post office and stores, parking to drop off recycling and trash, visiting drive-through***
86 ***windows and ATMs, pulling over to talk on cell phones, and all other situations that will involve idling for***
87 ***more than 30 seconds when parked or not in traffic on a public thoroughfare.***
88

89 ***NOW THEREFORE BE IT RESOLVED, that no person shall leave idling for more than three (3) minutes any***
90 ***motor vehicle in any area of the Town, except in the following instances:***

- 91 1) ***Motors used to run refrigeration units may be left idling to permit uninterrupted refrigeration.***
92 2) ***A motor vehicle may be left idling if necessary for the repair of that vehicle.***

- 93 3) *This provision shall not apply to motor vehicles that must be kept idling in order to install, maintain or*
94 *repair equipment or infrastructure.*
95 4) *This provision shall not apply in any situation in which the health or safety of a driver or passenger*
96 *requires the idling of the vehicle.*
97

98 ***BE IT FURTHER RESOLVED, THAT THE Town of Jericho, through Idle Free Vermont, continues to educate***
99 ***Jericho citizens regarding the dangers to the environment and Town residents caused by unnecessary***
100 ***idling of motor vehicles.***
101

102 Ms. McMains noted that the Energy Committee met with some students, who made posters for Town Meeting
103 and to be posted throughout Town to raise awareness of this issue.
104

105 Mr. Hayes asked about enforcement of the resolution. The Selectboard explained that a resolution is a
106 recommendation, not an ordinance.
107

108 **On a motion by Ms. Mercer, seconded by Ms. McMains, the Selectboard adopted the No Idling Resolution.**
109 **The motion passed 3-0.**
110

111 **4. Approve Jericho and Chittenden County All-Hazards Mitigation Plan.**
112

113 Mr. Odit gave a brief history of the plans. Ms. Leonard said FEMA has approved the plans, pending their
114 adoption. The Selectboard discussed some information that has changed since the plan was drafted. Ms.
115 Leonard discussed the differences between Jericho's plan and the Chittenden County plan.
116

117 **On a motion by Ms. McMains, seconded by Ms. Mercer, the Selectboard of the Town of Jericho resolved to**
118 **adopt the Chittenden County Multi-Jurisdictional All-Hazards Mitigation Plan and Annex 9, the Town of**
119 **Jericho All-Hazards Mitigation Plan. The motion passed 3-0.**
120

121 **5. Adopt 2011 Town Plan and Related Zoning Map Amendments.**
122

123 **On a motion by Ms. Mercer, seconded by Ms. McMains, the Selectboard adopted the 2011 Jericho Town Plan**
124 **and related zoning map amendments. The motion passed 3-0.**
125

126 Ms. McMains asked what happens now that the plan is approved, noting there is an extensive list of projects in
127 the plan. Mr. Jensen discussed how the Planning Commission is prioritizing the projects and which projects are
128 already in progress.
129

130 The Selectboard and Mr. Jensen discussed build out analysis. Mr. Jensen noted that the final step with the Town
131 Plan is to get it confirmed with the Regional Planning Commission.
132

133 **On a motion by Ms. Mercer, seconded by Ms. McMains, the Selectboard authorized the Town Planner to**
134 **request confirmation of the Town Plan by the Chittenden County Regional Planning Commission in**
135 **accordance with the 24 V.S.A. §4350. The motion passed 3-0. The Selectboard discussed why a Selectboard**
136 **resolution is needed.**
137

138 **6. Burn Ordinance Amendments.**
139

140 Public Comment

141 Mr. Odit said the amendments were reviewed at the last meeting and that this is an opportunity for people to
142 comment on those amendments.
143
144 Mr. Baribault asked for a summary of the changes. Mr. Odit said the primary changes were to: 1) correct a
145 misunderstanding about the permissibility of burning within 200' of a field, woodland, or dry grass; 2) change
146 the definition of natural wood; and 3) clarify that accelerants cannot be used to light a fire.
147
148 Mr. Baribault asked about a best practices brochure to be available to residents at Town Meeting. The
149 Selectboard, Mr. Odit, and Mr. Baribault discussed what information is available and what should be included in
150 such a brochure. Mr. Odit and Mr. Baribault agreed to discuss the matter further, with Ms. Mercer offering to
151 assist with the brochure.
152
153 Mr. Hayes asked if the ordinance changes what requires getting a permit, or helps with enforcement. Mr. Odit
154 said it clarifies what is permitted, and gave some examples. They discussed what requires a burn permit.
155
156 Mr. Baribault asked if the Town still operates a stump dump near the highway garage. Mr. Odit said it is for Town
157 use only.
158
159 Adopt Amendments
160 **On a motion by Ms. McMains, seconded by Ms. Mercer, the Selectboard adopted the proposed amendments**
161 **to the Burn Ordinance. The motion passed 3-0. Mr. Odit noted the amendments will go into effect on April**
162 **18, 2011, 60 days from today.**
163
164 **7. Approve minutes of 2/3/2011.**
165 **On a motion by Ms. McMains, seconded by Ms. Mercer, the Selectboard approved the 2/3/2011 minutes as**
166 **amended. The motion passed 3-0.**
167
168 **8. Approve 2/7/2011 Warrants.**
169 The Selectboard members present signed the warrants.
170
171 **9. Other Business**
172
173 Ms. McMains asked if people who need to be reappointed to positions have put in their names yet. Mr. Odit
174 said they have been gathered and it will be on the agenda for the meeting after Town Meeting.
175
176 The Selectboard and Mr. Odit discussed having a dedicated meeting to prepare for Town Meeting. Mr. Odit
177 presented materials to the Selectboard that highlights the major points for each department.
178
179 Mr. Odit noted that the Mobbs application has been filed and will be before the DRB on 3/24/11, the same time as
180 an appeal about Mobbs. Mr. Odit will represent the Town at the hearing.
181
182 P.A.C.E. Information
183 Ms. Mercer asked for a summary. Mr. Jensen stated that Fannie Mae had concerns about how the states
184 structured property-assessed clean energy (P.A.C.E.) statutes. He said a pending bill is aimed at addressing those

185 concerns, mainly lien priority when a property is foreclosed on. The Selectboard discussed the benefits,
186 drawbacks, and financial impacts of the energy assessment districts.

187
188 The public hearing was called to order by Mr. Nulty at 8:00 p.m.

189
190 **10. Public Hearing.**

191
192 FY12 Capital Budget and FY12-16 Capital Plan

193 Mr. Odit noted that this is the first step in a bigger process over the next two years to develop a more robust
194 capital budget. He explained the rationale behind the budget and the plan. He presented highlights of the
195 capital budget and the capital plan. The Selectboard discussed the priorities of various projects during the
196 presentation.

197
198 Mr. Odit explained he is already thinking about starting the process for next year's Capital Budget and how other
199 areas will be incorporated into the process.

200
201 Mr. Nulty asked about the life cycle analysis of gravel versus pavement. Mr. Odit said the paperwork has been
202 sent in, so the analysis can now be done. He noted that someone asked about the pedestrian bridge, which is
203 not included because it is a State project. Mr. Odit said he met with the legislature and they are aware of the
204 issue now. He said it is currently in the budget for FY13, but it is not a guaranty. He said the preliminary plans
205 are almost complete and discussed the next steps to move the project forward.

206
207 Mr. Baribault asked about a mechanism to have culvert upgrades be oversized, instead of the minimum, to
208 accommodate wildlife use of the culverts to cross roads. The Selectboard discussed the use of oversized, box
209 culverts and the schedule for replacement. The Selectboard, Mr. Odit, and Mr. Baribault discussed funding of
210 culvert replacements. Mr. Odit asked Mr. Baribault to provide the wildlife data when it is available because
211 there may be additional money available to fund future upgrades.

212
213 Ms. Alexander stated that vote tabulators were last purchased in 2000. She said life expectancy of the machines
214 is 10-15 years, so they will need replacement in next 5 years. She said the cost is approximately \$6,000 per
215 machine and discussed possible funding options.

216
217 Ms. Alexander discussed roller shelving used in the vault and how it has been purchased in the past. She
218 discussed available shelving, noting that there is likely enough horizontal storage for the next two years. She
219 talked about relocating old shelving to the downstairs vault when new shelving is purchased. Ms. Alexander said
220 she got an estimate in 2004 of \$17,000 and discussed potential funding.

221
222 Mr. Nulty said anything material in cost should be included in the budgeting process. Mr. Odit said he has the
223 information on these items and they will be added next year, since funding is not needed this year.

224
225 Mr. Baribault stated that some Conservation Commission members have asked about alternative transportation
226 into Jericho Center via Varney Road. He said he attended a Selectboard meeting where the matter was
227 discussed, including the costs and the possibility of completing it in sections.

228

229 Mr. Nulty expressed his support for the project and said he would like to see a creative way to complete the
230 project for less money. Ms. McMains stated the project is in the Capital Budget. Mr. Nulty said he is receptive to
231 ideas, but at this point \$150,000 seems way too much.
232
233 Mr. Nulty discussed various conversations and the history of the project. The Selectboard discussed building it in
234 pieces and grant funding. Mr. Odit noted that one of the grant sources is also one the Mobbs Committee has
235 applied to for trail improvements, with a maximum of \$25,000. He said they are still looking for ideas. Mr. Odit
236 said there is some interest in a Trails Task Force and discussed having the committee prioritize projects. Mr.
237 Jensen said it was designed in a modular fashion, thinking the Vermont Youth Conservation Corps (VYCC) trail
238 crews could work on the project over several years. He said it would likely be a multi-year effort.
239
240 Mr. Hayes asked about the Safe Routes to School in the high school area. Mr. Odit stated that presentations will
241 be scheduled. Mr. Nulty said it is planned for a few years out. Mr. Hayes expressed his support.
242
243 The public hearing was closed by Mr. Nulty at 8:34 p.m.
244
245 **11. Adopt FY12 Capital Budget and FY12-16 Capital Plan.**
246
247 **On a motion by Ms. McMains, seconded by Ms. Mercer, the Selectboard approved the Capital budget & CP.**
248 **The motion passed 3-0.**
249
250 **On a motion by Ms. Mercer, seconded by Ms. McMains, the Selectboard adjourned the meeting at 8:34 p.m.**
251 **The motion passed 3-0.**

2
3 **Selectboard Meeting**

4 **March 21, 2011 at 7:00 p.m.**

5 **Jericho Town Hall, 67 Vermont Route 15**

6
7 **Members present:** Tim Nulty (Chair), Catherine McMains, Kim Mercer

8
9 **Others present:** Todd Odit (Town Administrator), Amy Richardson (Secretary), Seth Jensen, Jessica Alexander,
10 Sean Reilly, Stuart Alexander, Mike Weisel, Pat Weisel, Dave Damkot, Peter Mitchell, Michael Perrault, Abbie
11 Penfield, Randy Clark, Annaliese Baumer, Eric Arildsen, Barry King, Kelly King, Brian Dreibellois, Robert Dasaro,
12 Steven Schwartz, Louise Rosales, Phyl Newbeck, David Villeneuve, Tom Baribault

13
14 The public hearing was called to order by Mr. Nulty at 6:45 p.m.

15
16 **1. Dickenson Street Presentation & Public Input**

17 Greg Edwards and David DeBaie from Stantec gave a presentation on Dickenson Street improvements. The
18 following are highlights from the presentation:

- 19 • Project Committee: Christine Forde, Chittenden County Metropolitan Planning Organization (CCMPO); Todd
20 Odit and Seth Jensen, Jericho; Greg Edwards and David DeBaie, Stantec; and David Villeneuve, Property
21 Owner.
- 22 • Project focused on improving Dickenson Street.
- 23 • The committee reviewed the existing conditions and identified potential alternatives.
- 24 • The project's history was discussed, including: 2001 Steam Mill Road Intersection Study; and 2007 Dickenson
25 Street Alternatives Analysis.
- 26 • Existing conditions were discussed, including: characteristics; pedestrian and bicycle facilities; traffic; school
27 operations; and resources.
- 28 • Project Purpose:
 - 29 ○ Improve westbound auto and bus access to Vermont Route 15.
 - 30 ○ Improve eastbound school bus access to schools.
 - 31 ○ Improve pedestrian routes to schools.
 - 32 ○ Improve PUD access and circulation.
 - 33 ○ Reduce traffic conflicts with school operations on Steam Mill Road.
- 34 • Project needs were discussed.
- 35 • Alternatives:
 - 36 ○ Build A: Two-way Dickenson Street with signal.
 - 37 ○ Build B: Two-way Dickenson Street without signal.
- 38 • Discarded alternatives:
 - 39 ○ One-way westbound Dickenson Street.
 - 40 ○ Steam Mill Road / Vermont Route 15 traffic signal.
- 41 • An alternatives evaluation was discussed, including construction costs, purpose, and need. The cost of Build
42 A is estimated at \$900,000 and Build B is estimated at \$770,000.

- 43 • The next steps are to solicit: questions and comments; and an endorsement of a preferred alternative.
44

45 Public Comment

46 Someone asked about speed limits. Mr. Jensen stated that River Road and Park Street are Town roads, versus
47 Route 15 which is a State road. He said as a follow up there will be committee forums, hoping to continue
48 looking at how to make the area safer, noting the next meeting will be held on April 12, 2011 at Deborah Rawson
49 Memorial Library. Mr. Jensen said the long term idea is to take the preferred alternative and incorporate
50 measures into the Town's road plan.
51

52 Speeding concerns were raised regarding the area from Park Street to Dickenson Street. This area will be the
53 focus of future improvements that should help address speeding.
54

55 Ms. King stated she likes the plan for the area, with sidewalks, cross walks, and slowing traffic. Mr. Nulty noted
56 that the big issues are the cost and that 90% of the people benefitting from it live in Underhill. He said questions
57 that need to be answered are: 1) where does the money come from; and 2) how do we know the development
58 will happen, strategically. Mr. Nulty said he agrees with an incremental approach.
59

60 Ms. Mercer asked if the cost estimates in the proposal include any Town road crew work and if the Town is
61 capable of doing the work. The representative from Stantec stated the proposal uses contractor estimates from
62 vTrans and is limited to construction costs, not the costs associated with design, monitoring, or contingencies.
63

64 Mr. Nulty stated it is very valuable to have a clear picture of where we need to get to, but will need to determine
65 how to get it done incrementally.
66

67 There was a discussion of roundabouts, which were considered, but are cost prohibitive.
68

69 Mr. Villeneuve said the cost is the biggest concern and will be discussed further. He discussed the Act 250
70 permitting for the Rehab Gym, which will not be granted until a plan to improve the infrastructure is in place. He
71 said he has been working with the Town on finding a solution.
72

73 Mr. Nulty stated that Act 250 is requiring a commitment to a plan by the Town and the developer, and for certain
74 immediate concerns to be solved. He said the Selectboard is willing to consider declaring the area a special
75 assessment district, so the development that takes place (the largest beneficiaries) will pay an extra tax to pay for
76 these improvements. He discussed possible funding options, noting there are still a lot of pieces to fit together
77 before making this and the PUD happen.
78

79 Mr. Odit noted that the funds for the study came from planning. He discussed what was included in the study
80 and stated the next step would be the engineering work to develop a phase plan.
81

82 Mr. Clark expressed support for the plan. He said that piecing it together may cost much more over time. Mr.
83 Clark suggested doing the work all at once with a bond would likely cost less. He said we will always need
84 infrastructure improvements and suggested putting the funding from the special assessment into future
85 infrastructure projects. The Selectboard agreed that was a good idea and would look into how it works.

86
87 The Selectboard meeting was called to order by Mr. Nulty at 8:30 p.m.
88
89 **2. Public Comment.**
90 There was none.
91
92 **3. Selectboard Reorganization and Meeting Schedule Approval.**
93 **On a motion by Ms. McMains, seconded by Ms. Mercer, the Selectboard adopted continuing three month**
94 **chair rotation. The motion passed 3-0. The schedule will be as follows:**
95 • Ms. Mercer -April, May, June
96 • Ms. McMains – July, August, September
97 • Mr. Nulty – October, November, December
98 • Ms. Mercer – January, February, March
99 Ms. Mercer took over as chair. The Selectboard reorganized the agenda, moving the DRB and committee
100 appointments to occur next.
101
102 **4. Appointment to Development Review Board (DRB) – Chris West.**
103 The Selectboard discussed with Mr. West his interest in the position and clarified the differences between the
104 DRB and the Planning Commission.
105
106 **On a motion by Ms. McMains, seconded by Mr. Nulty, the Selectboard appointed Chris West as a full time**
107 **member of the DRB, filling an unexpired term ending 3/2013. The motion passed 3-0.**
108
109 **5. Various Committee Appointments.**
110
111 Development Review Board:
112 **On a motion by Mr. Nulty, seconded by Ms. McMains, the Selectboard appointed Bob Dasaro as a regular DRB**
113 **member and Annaliese Baumer as an alternate DRB member, terms expiring 3/2014. The motion passed 3-0.**
114
115 Conservation Commission:
116 **On a motion by Mr. Nulty, seconded by Ms. McMains, the Selectboard appointed Derek Burkins, Phyllis Gray,**
117 **and Karina Dailey to the Conservation Commission, terms expiring 3/2014. The motion passed 3-0.**
118
119 Planning Commission:
120 **On a motion by Mr. Nulty, seconded by Ms. McMains, the Selectboard appointed Melody Burkins and Phyl**
121 **Newbeck to the Planning Commission, terms expiring 3/2014. The motion passed 3-0.**
122
123 Town Service Officer:
124 Ms. Rosales discussed the first year in the position and her goals for 2011. **On a motion by Mr. Nulty, seconded**
125 **by Ms. McMains, the Selectboard appointed Louise Rosales as Town Service Officer, term expiring 3/2012. The**
126 **motion passed 3-0.**
127
128 Animal Control Officer, Fence Viewer, Inspector of Lumber & Shingles, and Weigher of Coal:
129 The Selectboard discussed the reasoning for the positions. **On a motion by Mr. Nulty, seconded by Ms.**
130 **McMains, the Selectboard appointed Ed Stygles to all four positions. The motion passed 3-0.**
131
132 Emergency Management Coordinator:

133 On a motion by Ms. McMains, seconded by Mr. Nulty, the Selectboard appointed Paul Luciano as Emergency
134 Management Coordinator, term expiring 3/2012. The motion passed 3-0.

135

136 Tree Warden:

137 On a motion by Ms. McMains, seconded by Mr. Nulty, the Selectboard appointed Don Tobi as Tree Warden,
138 term expiring 3/2012. The motion passed 3-0.

139

140 MPO Transportation Advisory Council (TAC):

141 Mr. Jensen discussed the benefits of participating on the council. On a motion by Mr. Nulty, seconded by Ms.
142 McMains, the Selectboard appointed Seth Jensen as MPO TAC representative. The motion passed 3-0.

143

144 Mr. Odit discussed Mobbs Committee terms with the Selectboard. Ms. Mercer asked about auditor
145 appointments. Mr. Odit said they could be discussed with the Town Meeting issues.

146

147 **6. Conservation Committee Request for Wetland Mapping Project.**

148 Mr. Baribault said the Conservation Commission began getting involved in natural resource inventory about 15
149 years ago. He discussed the inventories completed and said the new approach is to hire a consultant at the
150 beginning. Mr. Baribault said there is one module remaining and they are proposing hiring a consultant. He
151 discussed the levels of participation and asked the Town to consider adopting the Type 3 analysis. He said it is
152 the most expensive, but it gives the additional field expertise they have, which is the most useful information for
153 the DRB to use in its decision making.

154

155 Mr. Nulty asked about the coverage of the analysis. Mr. Baribault said it is for the whole Town. The Selectboard
156 discussed the differences between the analysis types.

157

158 Ms. Mercer asked about the funding. Mr. Baribault said there is \$1,000 budgeted for this fiscal year and next
159 fiscal year, noting the maximum cost is \$8,400. He said in the past they have requested money from the open
160 space fund and discussed additional costs covered with grants, volunteers and in-kind efforts. The Selectboard
161 discussed funding options further with Mr. Baribault, Mr. Odit, and Mr. Jensen.

162

163 Ms. McMains said it is very worthwhile to have the information, if the money is available. Mr. Nulty asked what
164 the nature of the refined approach is and Mr. Baribault described the differences between types. He said the
165 wetland boundaries are defined and discussed the benefits to the DRB. Mr. Baribault noted the increased
166 accuracy of the information. Ms. McMains discussed previous study findings. Ms. Mercer said the Selectboard
167 would need to research funding options and tabled the matter until the next meeting.

168

169 **7. Trails Taskforce Discussion – Todd Odit.**

170 Mr. Odit gave a brief history of the topic. He said three people have expressed interest. Mr. Odit said it could be
171 handled a couple of ways: 1) create a taskforce out of the interested people; or 2) direct the planning
172 commission to look at trails, utilizing the efforts of those interested. He noted that consolidating the taskforce
173 with the Planning Commission would reduce staff time.

174

175 The Selectboard, Mr. Odit, and Mr. Schwartz discussed the options, agreeing it made sense to combine the
176 efforts with the Planning Commission. Mr. Nulty noted the Town is creating rights of way along developments, as
177 they are approved, for future use. He also noted there are existing rights of way with ancient roads that should

178 be looked into. Mr. Nulty discussed the history of ancient roads and how the taskforce could proceed. Mr.
179 Schwartz discussed the importance of developing trails in the community.

180

181 **On a motion by Mr. Nulty, seconded by Ms. McMains, the Selectboard created a Trails Taskforce, as a**
182 **subcommittee of the Planning Commission, and directed the Planning Commission to integrate trail planning**
183 **into their process. The motion passed 3-0.** Ms. Mercer noted the outline should be shared with the Trails
184 Taskforce and incorporated into their efforts.

185

186 **8. Review/Discussion of Town Meeting Issues.**

187 The Selectboard postponed discussion of Town Meeting issues.

188

189 **9. Adopt Revised vTrans Model Road & Bridge Standards.**

190 **On a motion by Mr. Nulty, seconded by Ms. McMains, the Selectboard adopted the revised vTrans Model Road**
191 **and Bridge Standards. The motion passed 3-0.**

192

193 **10. Acceptance of FEMA Funds for December Windstorm.**

194 Mr. Odit stated the Town, without any more action, can receive \$5,000 in funds to cover money spent on clean
195 up. He said there are additional funds available to help clear rights of way, but what is needed would be more
196 expensive.

197

198 **On a motion by Ms. McMains, seconded by Mr. Nulty, the Selectboard accepted the FEMA funds to cover cost**
199 **of labor and equipment for the December windstorm. The motion passed 3-0.**

200

201 **11. 1st & 2nd Class Liquor License Applications.**

202 Ms. Alexander noted the Hungry Lion will be applying for an outside consumption permit, which is not annually
203 approved.

204

205 **On a motion by Ms. McMains, seconded by Mr. Nulty, the Selectboard approved the First Class Liquor Licenses**
206 **for: Jericho Center Country Store, Inc.; Bruce Jolley/Jolley Associates, dba Jericho Jolley #303; Melvin Mitchell,**
207 **dba Jericho General Store; and Chittenden Mills LLC; and Second Class Liquor Licenses for: Four Aces**
208 **Hospitality LLC, dba The Village Cup; and Mad Batter Inc., dba The Hungry Lion. The motion passed 3-0. The**
209 **Selectboard members signed the licenses.**

210

211 **12. Approve minutes of 2/17/2011 & 3/1/2011.**

212 **On a motion by Ms. McMains, seconded by Mr. Nulty, the Selectboard approved the 2/17/2011 minutes as**
213 **written. The motion passed 3-0.** Approval of the 3/1/2011 minutes was tabled.

214

215 **13. Other Business**

216 Mr. Odit said a tax stabilization agreement needs to be approved by 4/1/2011. He said the request is from
217 Randall H. Clark and the Wilma W. Clark Living Trust to roll 26.4 acres on Orr Road into the tax stabilization
218 program. Mr. Odit said, if approved, the taxable value would be reduced by 30%, or \$25,650. He said, using
219 current tax rates, \$116 in Town taxes and \$372 in school taxes would be spread among the taxpayers. He said
220 the program encourages people to keep their land open.

221

222 **On a motion by Mr. Nulty, seconded by Ms. McMains, the Selectboard approved the request. The motion**
223 **passed 3-0.**
224

225 Mr. Odit stated he received a letter in the mail today regarding the pedestrian bridge. He said there will be a
226 meeting on Wednesday with vTrans staff for an update and to discuss the management issue. Mr. Odit said he,
227 Mike Weisel, and Ms. McMains will attend, reporting back to the Selectboard on 4/7/2011.
228

229 **On a motion by Mr. Nulty, seconded by Ms. McMains, the Selectboard authorized Mr. Odit to sign the tax**
230 **agreement on behalf of the Town.**
231

232 **On a motion by Mr. Nulty, seconded by Ms. McMains, the Selectboard adjourned the meeting at 9:40 p.m.**
233 **The motion passed 3-0.**

Selectboard Meeting

April 7, 2011 at 7:00 p.m.

Jericho Town Hall, 67 Vermont Route 15

7 **Members present:** Kim Mercer (Chair), Catherine McMains, Tim Nulty

9 **Others present:** Todd Odit (Town Administrator), Amy Richardson (Secretary), Seth Jensen, Abby Franklin, Drew
10 Gingras, Chris Harris, Erin Parizo, Greg Bakos, Barbara Greene, Jessica Alexander, Glenn Hayes, Scott Charter,
11 Jennifer Charter, Michael Charter, Phyl Newbeck, Todd Fischer, Bryan Davis, Ann Broekhuizen, Bob Uerz, Phyllis
12 Gray, Emilie Alexander

14 The public hearing was called to order by Ms. Mercer at 7:05 p.m.

16 **1. Public Comment.**

17 There was none.

19 **2. Lee River/Browns Trace Intersection Study – UVM Engineering Students.**

20 Mr. Odit introduced a presentation for consideration about options for the Browns Trace and Lee River Road
21 intersection, done by a group of engineering students from the University of Vermont.

23 Erin Parizo, Abby Franklin, Drew Gingras, and Chris Harris came forward. They worked on this project for one
24 semester, to identify potential options for the Browns Trace and Lee River Road intersection. The following is a
25 summary of the presentation:

- 26 • Background – The students reviewed: the Safety Audit from 2008; accident rate; speed issue; and the “flat
27 iron” green.
- 28 • Additional Data Collection – The students conducted a site survey, updated the speed study, and updated
29 peak period counts.
- 30 • Signalized Intersection Warrants – The students reviewed the eight warrants that qualify an intersection for
31 a traffic signal, noting the intersection does not qualify at this time.
- 32 • Alternatives to Consider – The alternatives presented were: 1) do nothing; 2) rearrange signage; 3) realign
33 intersection and signage; or 4) construct a roundabout.
- 34 • Modeling Analysis – The students used a couple of modeling tools to review the current situation against the
35 alternatives above.
- 36 • Cost Benefit Analysis – The students discussed the advantages, the disadvantages, and the costs associated
37 with each of the alternatives presented.
- 38 • Traffic Calming – The students discussed various tools used to slow traffic, including: speed humps, textured
39 pavement, island narrowing, and medians. They discussed the advantages and disadvantages of each.
- 40 • Conclusions – The students recommended rearranging the signs, or realigning the intersection, using traffic
41 calming with either option.

43 Mr. Nulty said Alternative #3 has merit, but he was surprised by the cost. Ms. Mercer asked for a breakdown of
44 the costs. The students explained they are rough estimates and they used references from a speaker they had
45 at school. They said one thing that needs to be considered is the amount of fill needed, which may be why it
46 seems low. Mr. Nulty asked what the margin of error is and the students estimated the cost to be less than

47 \$100,000. They noted the labor is also a variable, but if the Town chose to pursue they would get more detailed
48 estimates of the costs involved.

49
50 Discussion followed relating to traffic flow, similar intersections, weather concerns, pedestrian traffic, cyclists,
51 and students. Someone asked the reason for change if there have only been a few accidents related to the
52 intersection and the students explained the Town asked them to study the intersection. A resident from Ethan
53 Allen Road stated the intersection is a nightmare, discussing speeding and traffic from the school.

54
55 The speeding issue was discussed further. The students noted the importance of something new in the area
56 that will slow traffic down. Whether a left turn lane should be considered coming from Jericho Center and
57 turning onto Lee River Road was discussed with the students. Also discussed was the possibility of making the
58 intersection a four-way stop. The students noted that they are able to analyze other options using the modeling
59 software to get a better idea of feasibility.

60
61 Someone pointed out that the high school is training and students are running on those roads every day, noting
62 it is not safe for them at all. The students discussed medians versus speed humps as tools to slow traffic.

63
64 Someone also noted a lot of the drivers in the area are less experienced and it is awkward to teach them at this
65 intersection. Someone asked about the signs that show what speed you are traveling. Mr. Nulty said the Town
66 is actively considering purchasing a mobile one to move around Town.

67
68 The Selectboard thanked the students for a great presentation, noting they look forward to the next level.

69
70 **3. Browns Trace Multimodal Feasibility Study – Greg Bakos, VHB, Inc.**

71 Mr. Bakos gave a brief background on his experience, noting he is currently the Project Manager for a bike and
72 pedestrian project in Hinesburg near Champlain Valley Union High School. He said a lot of the issues there are
73 the same as here. He discussed the plans for that project and said Jericho should watch to see how effective it is
74 and to see how it holds up over time.

75
76 Mr. Bakos said he has: gathered data, held a public meeting, and worked with the Trail Committee. He said
77 he will present his draft report tonight, hoping to get additional feedback and determine the level of
78 support. The following is a summary of the presentation:

- 79 • Background – Mr. Bakos showed a map of the corridor from Jericho Center to Mount Mansfield Union High
80 School. He said the goal is to improve safety and access, initiating a culture shift away from motor vehicle
81 dependence. Mr. Bakos noted that Browns Trace Road is narrow, noting that width is a huge concern. He
82 discussed the following challenges: narrow bridge over Lee River Road; low guardrails on the bridge;
83 intersection issues; historic properties constrain widening the corridor; and wetlands and utility poles
84 abutting the road.
- 85 • Potential Alternatives – Mr. Bakos presented the following alternatives: 1) add gravel shoulders; 2) add paved
86 shoulders; 3) add paved shoulders and a sidewalk along one side of the road; 4) construct a granular shared
87 use path, separated by a vegetative buffer; or 5) construct a paved shared use path.
- 88 • Segment by Segment Alternatives – Mr. Bakos discussed approaching the project in segments.
- 89 • Potential Next Steps – Mr. Bakos recommend a phased approach to the project, regardless of the alternative
90 chosen. He discussed some possibilities of path routes, discussing rights of way.

91
92 Fire Chief Todd Fischer stated there used to be a trail at the end of Pratt Road, asking if that was considered
93 during the study. Mr. Nulty said it is still there, but it is rough and goes out of the way. They discussed the
94 ownership of the property. Mr. Odit noted a subdivision was approved in that area. Mr. Jensen said the

95 subdivision was approved on Pratt Road Extension. Someone noted there is no longer a bridge on the trail and it
96 abuts federal property. Someone also noted the safety issue with kids using a trail through the woods.
97
98 Ms. Alexander asked if the new fields at the high school will impact the path going around the archeological area.
99 Mr. Bakos said he would have to look at.
100
101 Mr. Nulty asked how approaching the project in stages would impact the cost. Mr. Bakos discussed how to
102 approach in sections. The discussion turned to the benefits of a multi-use path in the area. Mr. Bakos
103 encouraged the Town to look at where the most development is likely when deciding where to begin. He noted
104 that continuing the section of sidewalk from Jericho Center out to Pratt Road would reach more people and be a
105 low investment. The Selectboard and Mr. Bakos discussed the natural sections or phases of the project.
106
107 Concerns were noted about sidewalks from each side ending in the dangerous hill area. Temporary measures to
108 separate the corridor from the road were discussed. Mr. Bakos noted that money will likely drive the project, so
109 choosing a side and installing a gravel shoulder might be a good first step. Traffic calming was discussed further.
110 Costs were discussed, noting the estimates were purely construction costs, and did not include maintenance, as
111 those costs depend on whether the path is paved or not.
112
113 The Selectboard agreed that they welcome and accept the report. They endorse the concept and agree to move
114 toward it.
115
116 Ms. Mercer recessed the meeting at 8:35 p.m. Ms. Mercer resumed the meeting at 8:45 p.m.
117
118 **4. Conservation Commission Request for Wetland Mapping Project – CC Member.**
119 Mr. Odit explained the Conservation Commission is back because the question was how to pay for the study. He
120 said he doesn't see a problem with doing it in phases. He said the Town could do the Type 2 now, and then do
121 the Type 3 when the money is available. Mr. Odit recommended this approach, budgeting Type 3 for FY13.
122
123 Mr. Odit said he researched the Open Space Fund, finding it was opened in 1993 for the purchase of land and
124 development rights. He said a separate conservation land management fund was opened in 1997, which was
125 used for Conservation Commission activities, including some money for improvements to Mobbs Farm. Mr. Odit
126 stated the funds were combined in 2002 or 2003 as an open space/land improvement fund. He discussed the
127 various uses of the fund over the years. He said the Selectboard should consider establishing guidelines for use
128 of the fund and consider separating the accounts.
129
130 Mr. Nulty stated that pure open space funds were for acquisition of open space periodically and he would hate
131 to see the money for that nibbled away at. He suggested maintaining two accounts: one for improvements; and
132 the other for open space. He suggested leaving them as one fund, legally, with two pieces.
133
134 Ms. Mercer clarified that \$4,400 is the cost of the first piece of the study and Mr. Nulty said yes. He clarified
135 there is \$14,000 of the money originally available, without violating the open space money and Mr. Odit said
136 yes.
137
138 Ms. McMains said we need to start thinking of the capital budgeting process and consider what the future needs
139 are all together. She said it will make us more aware than looking at each opportunity individually. Mr. Nulty
140 asked what the wetland study does to contribute to the Town's long term capital plans. Ms. McMains said,
141 based on the information, they are documenting everything in Town, which helps the Development Review
142 Board. Mr. Nulty said it is important information to serve the capital plan. Ms. McMains noted it is nice to know
143 we can do it in phases.
144

Ms. Gray said she had not had that discussion with the consultant. Mr. Jensen stated he spoke with the consultant about whether it is all or nothing, noting the consultant said the methodology allows Type 2 to be done this summer and doing Type 3 in the future. Mr. Jensen said the consultant added there might be some benefit to time between the two to allow them to do other work, such as obtaining landowner permission.

Ms. McMains asked if there is concern about less participation from landowners for this type of study. Ms. Gray said they have had good luck, but they don't expect 100% participation. She said they will have volunteers make the contact, rather than the consultant, which tends to be more successful. Ms. Gray said they are requesting funding for the final module of the project which commenced several years ago, in support of the Town Plan. She said the last step will be to bring it all together and maintain it.

Mr. Odit asked if the work could start this fiscal year. Ms. Gray discussed her understanding of how it would be funded. Mr. Odit discussed the funds sources and uses. The Selectboard discussed whether the accounts should be separate. Ms. Gray noted the Conservation Commission's fundraising money is deposited into the fund and they thought they could withdraw money as well. Mr. Odit stated there should be a clear accounting.

On a motion by Mr. Nulty, seconded by Ms. McMains, the Selectboard approved the funds for the Type 2 Wetlands Inventory for FY12 and funding from the Open Space Fund, land improvement portion. The motion passed 3-0.

5. Plein Air Festival Request – Barbara Greene.

Barbara Greene said she is working with some people to do something to benefit artists in Jericho and the broader community. She discussed the many opportunities for crafts people and the lack of opportunities for two-dimensional artists. She explained that a Plein Air Festival means painting outdoors and said they have become very popular.

Ms. Greene said they will not ask artists to pay to participate, or ask for a commission on sales. She discussed participation, noting they have 77 artists who are planning to participate, all of whom are very excited. She discussed the schedule of events and the benefits to the Town. Ms. Green said there would be an exhibit and reception for the public at the end of the day.

Ms. Alexander said there are some basic things they will need to provide people during the festival. She said they have a budget and they have some money already committed. She said they are asking the Town for a grant to create more money, noting the important part is to enhance artists' image of Jericho. Ms. Alexander said they have another avenue to involve the Town.

Ms. McMains asked what they are asking for in the grant. Ms. Greene said they want to make this a destination. She said they are not a 501(c)(3) company, so they cannot ask individuals for tax deductible donations. Ms. Green discussed the support and types of donations they will receive.

Ms. Mercer clarified they are not asking for funding, but an umbrella to apply for grants. Ms. Greene explained the grants available through the Vermont Community Foundation and the different ways to qualify. She discussed the possibility of the Town acting as fiscal agent or the Town being the grant applicant. Ms. Greene noted they would do the work, either way.

190 Ms. Mercer expressed concern about this being a first time event. Ms. McMains said she didn't see a problem
191 with the Town applying for a grant and overseeing the paperwork. Ms. Mercer said the Town could be liable for
192 any issues during the event.

193

194 Ms. Greene noted that if the Town was the applicant, the gallery would be the sponsor. She said the gallery will
195 get an insurance rider naming the Town as an additional insured for the day. The Selectboard discussed the
196 benefits of supporting the event. Mr. Odit noted his biggest concerns about liability have been addressed.

197

198 The Selectboard discussed the timing with Ms. Greene. They expressed support of the concept, asking for a
199 more formal proposal or the application at their next meeting. Mr. Odit noted the next meeting will be held on
200 April 21, 2011.

201

202 **6. Discussion of Town meeting Issues.**

203

204 Pedestrian Bridge

205 Mr. Odit said he spoke with vTrans two weeks ago for an update on the pedestrian bridge. He said the news is
206 promising, noting the preliminary engineering is nearly complete. He said once the snow is gone, they will need
207 to do the borings.

208

209 Mr. Odit said the House passed money for the right of way and the preliminary engineering work. He said
210 funding for the project has been approved for FY13, through normal appropriations. Mr. Odit said although
211 there was discussion of the Town managing the project, at this point it appears the State will manage it. He
212 discussed the progress and said he would continue to keep the Selectboard updated on the matter. Mr. Odit said
213 the plan is for a bridge with a sidewalk on the side and guardrails. He said it will be attached due to alignment
214 issues.

215

216 Noise Ordinance

217 Mr. Odit said the Selectboard discussed an ordinance in February, deciding to ask the Planning Commission to
218 look at Noise Performance Standards and report back. Mr. Jensen said they have had a preliminary discussion
219 and asked him to look at surrounding Town's Noise Performance Standards. He said they will report back later
220 this year.

221

222 Mr. Uerz stated he raised the issue at Town Meeting. He said he is talking about a specific Noise Ordinance, not
223 something merely tied to performance. Ms. McMains said they would like to do this with the Planning
224 Commission for a stronger background. Mr. Nulty said an ordinance is not off the table. Ms. Mercer said the
225 residents voted at Town Meeting to pass a Noise Ordinance. Mr. Odit clarified the vote was advisory.

226

227 Mr. Nulty clarified the first step is performance, so they mesh. He explained the differences between Noise
228 Performance Standards and a Noise Ordinance, explaining one isn't a substitute for the other. Mr. Uerz offered
229 to assist and participate in the process. The Selectboard explained the process and encouraged participation.

230

231 Ms. Mercer stated a public hearing was held and no one attended. Mr. Uerz said he now receives email alerts,
232 which is why he attended tonight's meeting. Mr. Odit explained people can sign up for email alerts on the Town's
233 webpage. He said it is new and evolving.

234

235 Police Services

236 Mr. Odit said the bottom line is that people want more enforcement. Mr. Nulty said we should meet with
237 Underhill and get it done. Mr. Odit said he will work with the sheriff and Underhill and bring something back to
238 the Selectboard. Mr. Nulty clarified the sheriff would only do speed enforcement.

239

240 Mr. Odit said he provided information about the cost of mobile radar speed feedback signs, which are \$5,000.
241 Mr. Nulty said he is pleased with the amount and thinks they are reasonably effective. He asked Mr. Odit to
242 research where the funding can come from. Mr. Odit discussed money available in the State Police budget. Ms.
243 McMains said we need to start thinking about capital budget planning, as all these things are adding up.

244

245 Auditor Positions

246 The Selectboard postponed discussion to a future agenda.

247

248 Ms. Mercer noted that each item above will be on a future agenda for further discussion.

249

250 **7. Dickenson Street Alternatives Analysis Preferred Alternative Selection.**

251 Mr. Odit said the final step would be for the Selectboard to approve a general concept. He said that Staff
252 recommends the two-way Dickenson Street with traffic signal alternative, including pedestrian safety and traffic
253 calming measures.

254

255 Mr. Nulty said we should start toward a traffic light at the intersection of River Road and Route 15, which would
256 solve a large amount of the problems. He said it would not solve the long term developmental planning
257 concerns, but it is separate from the Dickenson Street solution. Ms. McMains said the numbers don't justify a
258 traffic light anywhere. Mr. Nulty said they don't right now, but it is a long process.

259

260 Mr. Odit said a decision is needed on Dickenson Street. He asked if the two-way Dickenson Street meets the
261 purpose and need of the study. Mr. Nulty recommended moving toward a traffic light now and going with a
262 cheaper version of the two-way Dickenson Street, noting that is closest to realistic. Ms. Mercer agreed.

263

264 Mr. Jensen said endorsing a preferred alternative is needed. He said the main thing we can plan for is the two-
265 way and discussed the benefit of opening another road. Mr. Jensen noted a traffic signal at Dickenson Street is
266 better for pedestrian traffic and said he doesn't know if vTrans would give a pedestrian crossing without a signal.

267

268 Mr. Nulty said he is surprised the consultants didn't suggest this, noting Dickenson Street will not qualify for a
269 light for a while. He said the cheapest mitigation is a traffic light there. Ms. McMains noted the scoping study
270 was for Dickenson Street and they need an answer for Dickenson Street. The Selectboard discussed the options
271 further.

272

273 Mr. Jensen said we are here because an alternative was not adopted in 2007 for staff to follow. He said it will be
274 difficult to discuss fair share without a preferred alternative.
275
276 On a **motion** by Ms. McMains, seconded by Mr. Nulty, **the Selectboard endorsed the two-way Dickenson Street**
277 **as a preferred alternative with pedestrian safety and traffic calming measures.** The motion passed 3-0.
278
279 On a **motion** by Mr. Nulty, seconded by Ms. McMains, **the Selectboard requested staff petition vTrans for signal**
280 **at the intersection of Steam Mill Road and Route 15.** The motion passed 3-0.
281
282 **8. Approve Recreation Program Summer Hires.**
283 On a **motion** by Ms. McMains, seconded by KM, **the Selectboard approved hiring the Recreation Director's**
284 **recommended approvals.** The motion passed 3-0.
285
286 **9. Approve minutes of 3/21/2011.**
287 On a **motion** by Ms. McMains, seconded by Ms. Mercer, **the Selectboard approved the 3/21/2011 minutes as**
288 **amended.** The motion passed 3-0.
289
290 **10. Approve warrants of 3/21/2011.**
291 The Selectboard members present signed the warrants.
292
293 **11. Other Business**
294 The Selectboard discussed the next meeting. Mr. Odit noted the Regional Planning Commission and
295 Metropolitan Planning Organization were scheduled to attend.
296
297 Ms. Mercer noted the School Board is getting close to finalizing a plan to merge boards. She said they will make
298 a presentation at a meeting in May.
299
300 On a **motion** by Mr. Nulty, seconded by Ms. McMains, **the Selectboard adjourned the meeting at 10:05 p.m.**
301 The motion passed 3-0.

2
3 **Selectboard Meeting**

4 **April 19, 2011 at 6:00 p.m.**

5 **Jericho Town Hall, 67 Vermont Route 15**

6
7 **Members present:** Kim Mercer (Chair), Catherine McMains, Tim Nulty

8
9 **Others present:** Todd Odit (Town Administrator), Amy Richardson (Secretary), Seth Jensen (Town Planner),
10 Michael Perrault, David Villeneuve, Eric Avildsen

11
12 The public hearing was called to order by Ms. Mercer at 6:15 p.m.

13
14 On a **motion** by Ms. McMains, seconded by Ms. Mercer, **the Selectboard entered Executive Session at 6:15**
15 **p.m.** The motion passed 2-0.

16
17 Mr. Nulty arrived at 6:22 p.m.

18 **The Selectboard meeting resumed at 6:34 p.m.**

19
20 **1. Discussion of Dickenson Street Improvements & Sawmill PUD – David Villeneuve**

21 Mr. Nulty said we have reached an impasse. He said he met with Sharon Gutwin and she is out. Mr. Nulty said
22 there has not been concrete progress and she cannot obtain financing. He said that was the immediate need to
23 move forward. He said we would all like to see comprehensive development; however, without any progress
24 they do not feel they can spend more Town resources until there is a sign from Mr. Villeneuve it will move
25 forward. Mr. Nulty said a Memorandum of Understanding (MOU) was drawn up and it is not signed almost a
26 year later.

27
28 Ms. McMains said they were ready to calculate the fair share for Act 250. Mr. Nulty said a lot of staff time was
29 spent on getting the Village Center designation. He said it was a considerable effort and an important step.

30
31 Ms. McMains said the Dickenson Street study was to help with the development also. Mr. Nulty said there is no
32 development, so why should the Town spend money without it. He said the Town will go forward with the
33 severe traffic problem at the Jolley's intersection, by seeking permission to put a traffic light there. Mr. Nulty
34 noted it is the simplest and the cheapest solution right now. He said they would really like to see the
35 development move forward and they are willing to be active partners, but they cannot do it on their own.

36
37 Ms. McMains stated there are ways to get block grants for planning, but there are conditions. Mr. Nulty noted a
38 special assessment district is also an option.

39
40 Ms. Mercer asked what happened with the MOU. Mr. Villeneuve stated he signed and returned it, but he never
41 heard anything more. Mr. Odit said he does not remember receiving a signed copy. Mr. Nulty and Ms. McMains
42 agreed. Mr. Nulty said they would check into it.

43
44 Mr. Villeneuve said there is a misunderstanding about Ms. Gutwin's position. He said he has discussed with her
45 a number of times, noting she has spent a lot of money and is still interested if she can obtain financing. He said
46 he would not pay the full amount for the road, but is willing to work out a solution.

47
48 Mr. Nulty indicated the Town cannot spend money fixing Dickenson Street unless it is connected to contracted
49 development. Mr. Villeneuve said the Act 250 permit was issued, but the traffic issue had to be remedied. He
50 said he would not be responsible for the full cost of whatever the Town decided was a solution.

51
52 Mr. Nulty said the road doesn't make sense if it is not connected to a viable development of the territory. Mr.
53 Villeneuve disagreed.

54
55 Ms. McMains said they had to wait for the study. She said the Metropolitan Planning Organization (MPO)
56 helped with a formula, which allows for splitting the costs. Mr. Villeneuve said he has not seen the formula and
57 it is only fair that it is discussed with him. Ms. McMains stated it was received on March 3, 2011.

58
59 Mr. Villeneuve said he received no response after signing the MOU. He and Mr. Nulty discussed the MOU and
60 Ms. Gutwin's part of the development.

61
62 Mr. Avildsen said he is trying to understand the concern about a plan. Mr. Nulty explained the Town needs to
63 see a full development plan, including contracts, financing, and timeframes.

64
65 Ms. McMains noted the Town can help along the way. She discussed block grants and the need for assurances
66 to move forward.

67
68 Ms. Mercer asked if the MOU was a contract. Mr. Nulty said it was a basic expression of intent from both sides,
69 which would hopefully lead to a contract.

70
71 Mr. Villeneuve said he doesn't need the Town's help with the development, but it would be nice. He discussed
72 some of the background, including: area traffic and studies conducted. He said the development will occur and
73 putting a traffic light at Jolley's isn't the best solution.

74
75 Mr. Villeneuve stated it would be best to fix Dickenson Street, as indicated in the study. He discussed the cost
76 estimates in the most recent study, noting they were high. He asked the Town to get bids to show the
77 discrepancy. He stands by his estimate of approximately \$250,000, saying the bid would affirm that amount.

78
79 Mr. Perrault asked if there is an estimate for the traffic light. Mr. Nulty discussed. Mr. Avildsen asked if the
80 intersection meets the criteria.

81
82 Ms. Mercer said it would be putting the cart before the horse if the road is built before the development. Mr.
83 Villeneuve said fixing Dickenson Street is better for the Town and the development, as shown in the study. He
84 said putting a traffic light on the curve would be dangerous.

85
86 Mr. Nulty said he was surprised by the estimates in the study. Mr. Villeneuve discussed the estimates in the
87 study and the benefits of fixing Dickenson Street. He said the Town needs to work with him.

88
89 Mr. Nulty discussed the reasoning for considering the traffic light. He noted the severe traffic problem at Jolley
90 needs to be addressed. Mr. Nulty said the Town cannot afford to make improvements on proposals for future
91 development. He said if the estimates are high, then the Town should look at improvements to Dickenson
92 Street as an option to solving the traffic problem. He said if the numbers are reasonable and the community
93 supports it, it would be a good solution.

95 Mr. Perrault said he understands the tactical versus strategic, noting it would be nice for them to be aligned. He
96 stated there is inherent value to a good design. Ms. McMains said approaching it in pieces is not ideal.
97
98 Mr. Perrault said if we like the looks of the full project, it can be done in phases. He said moving Dickenson
99 Street to a one way street was a bad step and it could be a two way street again.
100
101 Mr. Avildsen noted the street is too wide, as proposed. He discussed the work the Village Committee has spent
102 on transportation in the area and their conclusions. He said the group is convinced the Dickenson Street
103 alternative is a better approach than a light.
104
105 Mr. Nulty said he agrees, if the cost is comparable. Ms. Mercer said it is a huge project, noting other projects
106 that affect more of the Town's residents.
107
108 Mr. Perrault said a future discussion is needed before deciding on a solution. He said the solution should fit
109 within the long range plans and allow for growth. He said their group has ideas on how to proceed, taking
110 minimal steps at minimal cost.
111
112 Mr. Nulty clarified the Town is alleviating the traffic problem, not preparing for development. Ms. McMains
113 discussed the need to plan for the school buses. The Selectboard and Mr. Villeneuve discussed how to move
114 forward, developing plans and reviewing the cost estimates.
115
116 Mr. Avildsen asked if Act 250 has different standards for paving. Mr. Villeneuve said his estimates were based
117 on meeting the State specifications. He discussed how they arrived at the estimates.
118
119 Mr. Jensen discussed the discrepancies between the estimates from Stantec and from Mr. Villeneuve. He noted
120 the Town has a special standard that can be used on well drained soils.
121
122 Mr. Villeneuve noted he wouldn't want anything substandard. He discussed his experience and the use of an
123 engineer for their expertise. Mr. Villeneuve discussed what work is needed for the project.
124
125 Mr. Jensen discussed different levels of long range planning relating to the development plan. He said the
126 property is over 18 acres and it is likely that it all will not be developed at one time. Mr. Jensen stated the
127 challenge is ensuring that one phase doesn't create problems for future phases. He said the first step is looking
128 at infrastructure and filling in the basics. He discussed examples, saying the focus should be on circulation in the
129 area and how it fits into Dickenson Street and Route 15. Mr. Jensen said we have the information, so now we
130 have to start looking at revenues and how it will pay for upgrades to the area.
131
132 Mr. Nulty said the focus should be fixing the immediate problem with Town money. He said the planning cannot
133 happen without more information.
134
135 Mr. Perrault said we are talking too far out into the future. He said it is great to have a plan, so that current
136 decisions don't interfere. He stated money is a limiting factor. Mr. Perrault discussed potential solutions and
137 how to approach them in stages.
138
139 Mr. Nulty said returning Dickenson Street to a two way street is attractive. Mr. Villeneuve said he would pay
140 half of it.
141
142 Ms. McMains noted the cost of engineering, even for a small road. Mr. Villeneuve asked if another meeting
143 could be scheduled. He said he would come back with engineering and some estimates. The Selectboard and

144 Mr. Villeneuve discussed engineering and estimates for the project. Mr. Perrault said we need to agree on the
145 general concept, noting the estimates should be broken down.
146

147 Mr. Avildsen noted that a bus turn lane should be included in the project. Mr. Villeneuve noted the Stantec
148 study did not include the pedestrian and safety aspects to move traffic. He said they have infrastructure for the
149 development project, except for traffic. He said it will be better for the project and the Town if there are outlets
150 on Park Street, Dickenson Street, and Steam Mill Road. Mr. Villeneuve said the development will occur over
151 time, noting he has addressed concerns and is working with the Town.
152

153 Ms. McMains asked what it would do to the Village Committee if the Town didn't do anything. Mr. Avildsen said
154 it would be disappointing because a lot of effort has been put into building a Village identity. He discussed some
155 of their activities and meetings. He said the committee's energy will dissipate if all parties withdraw. Mr.
156 Avildsen stated it seems like there is room to take another look at the plan.
157

158 Mr. Nulty said we have an idea on how to move forward and discussed the funding. Mr. Villeneuve said the
159 focus should be the traffic problem, noting it is similar to the intersection of Routes 117 and 2 years ago. He
160 discussed the cost of fixing that intersection, noting that if a comparable amount of money could be spent
161 improving Dickenson Street it would be advantageous and fix the traffic problem. Mr. Villeneuve encouraged
162 the Town to look at it again and reconsider.
163

164 The Selectboard agreed to schedule another meeting to discuss.
165

166 Mr. Jensen stated there are a lot of steps involved in planning a Village Center, noting this is one of them. He
167 said Dickenson Street improvements should be reviewed to see if there is a way to approach them incrementally.
168 Ms. McMains noted more engineering is needed because Dickenson Street was changed to a one way street due
169 to pedestrian issues.
170

171 On a **motion** by Ms. McMains, seconded by Mr. Nulty, **the Selectboard adjourned the meeting at 7:29 p.m.** The
172 motion passed 3-0.

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6

7 Members present: Kim Mercer (Chair), Catherine McMains, Tim Nulty

8

9 Others present: Todd Odit (Town Administrator), Amy Richardson (Secretary), Seth Jensen (Town Planner),

10 Jessica Alexander (Town Clerk), Rudy Bentlage, Barbara Greene, Michelle Boomhower, Charlie Baker, Lisa Rector,

11 Marjorie Minot, Jeffrey Rector, Jim Carroll, Emilie Alexander, Patrick McCarthy

12

13 The public hearing was called to order by Ms. Mercer at 7:02 p.m.

14

15 1. Public Comment.

16 Ms. Rector stated she lives Bolger Hill Road and she would like to discuss the stormwater event in Town. She said
17 the Selectboard should be putting this on their agenda for examination and to determine if the zoning
18 regulations provide adequate protection for those with slopes and gravel roads.

19

20 Ms. Rector said she has complained about this for years, noting the issue was not rivers flooding their banks, but
21 culverts failing. She stated people have changed drainage on their properties and there are no Town
22 requirements for notification. She said the zoning regulations don't take into account anything that is not a
23 major subdivision or under a 15% slope, but there can be issues.

24

25 Ms. Rector said the regulations in place do not provide adequate protection. She said it is costly for the Town
26 and the residents. She asked the Selectboard to undertake some examination and consider an emergency
27 rulemaking. Ms. Rector also asked if the Town has procedures for when to use Town resources to fix private
28 driveways.

29

30 Ms. McMains stated they are working on long term road issues, discussing what is involved. She noted that
31 people may not want some of the brush removed to install the culverts that are needed.

32

33 Ms. Rector stated that upslope properties changed drainage, which caused other culverts down the road to fail.
34 She said the storms are changing and what we are planning for does not provide adequate protection. She
35 noted that larger culverts cannot be installed if we want to be eligible for Federal Emergency Management
36 Administration (FEMA) money. Ms. Rector noted the importance of getting it right and how costly it is to fix.

37

38 Ms. Minot stated she lives on Bolger Hill Road, where neighbors installed water diversion causing flooding on her
39 land, barn, and garage before all the rain. She said her driveway washed away.

40

41 Mr. Rector submitted some written information to the Selectboard. He discussed a situation in Town where
42 someone's vehicle was removed from a washed out area with Town equipment. He said he lost his whole
43 driveway and had to rent a car. Mr. Rector said he contacted the town and the Road Foreman found his situation
44 humorous and was not willing to assist in any way. He stated said there needs to be fair treatment of residents.

45

46 Ms. Rector stated they lost their complete driveway, discussing the dimensions. She said the water came across
47 a Town road and it is not the first time. She noted there are letters on file.

48
49 Mr. Rector noted the situation was stressful. He said the Town wouldn't help him, but he found on the Town's
50 website that it helped others in the same situation.

51
52 Ms. McMains stated the Town only moved the vehicle. Ms. Rector stated they also fixed the driveway, noting
53 there are pictures on the website. Mr. Rector said assistance should be consistent, all or none. He said they
54 were just asking for help to get out, not repair the damage.

55
56 Ms. Rector discussed how the drainage ditch is still filled in a week later. She said she has called and requested
57 the ditch be cleared to avoid further damage. Mr. Rector discussed priority. Mr. McMains said they are working
58 to get a process and rules in place, but are not there yet.

59
60 Mr. Rector discussed attitude and delivery of the discussions. Ms. McMains agreed to look into it. Ms. Rector
61 stressed equitable treatment. Ms. Rector, Mr. Rector, and Mr. Odit discussed the situation on Fitzsimonds Road.

62
63 Mr. Odit stated he met with Ms. Rector and the Town Engineer on Thursday. He said they came up with a way to
64 address the problem and to prevent this from happening in the future. Mr. and Ms. Rector stated they do not
65 know what the solution is.

66
67 Ms. Mercer said the Selectboard is sympathetic to their concerns. She said they will discuss and work through
68 the concerns. Mr. Rector said they received the brunt of it, but were not the only ones affected. He asked that
69 they be included in the solution. Ms. Rector stated others wanted to be at the meeting, but were not able to
70 attend.

71
72 Mr. Carroll stated he has watched this phenomenon for 38 years and there are best practice errors being made
73 by the Town. He discussed the conditions on Bolger Hill Road, noting there is a lot of time and money spent on
74 hauling gravel up the road, which is wasted because the grader is too big. He said the road is graded too flat,
75 causing potholes and the gravel goes into the ditch, causing more flooding.

76
77 Mr. Carroll discussed how the road was maintained in the past successfully. He noted the properties that are
78 flooding due to drainage issues. Mr. Carroll noted that one side of the road cannot have a ditch because of the
79 ledge, so all the water must flow down the other side. He said it is obvious there are no standards or best
80 practices in place.

81
82 Mr. Carroll asked who owns the driveway culverts. He discussed the culvert situation at the Rector's property.
83 He said the grader should never be used on the road again. Mr. Carroll said the Town should have a policy and
84 practice that people upslope must maintain their driveways and culverts. He noted his participation in three
85 stormwater drainage projects, but none were implemented. He discussed improper ditch maintenance and
86 equipment use. He stressed the importance of addressing the concerns, since emergency vehicles may not be
87 able to reach someone on the road, noting he has written to the Town about these concerns in the past.

88
89 The Selectboard took the concerns under advisement.

90
91 Mr. Odit entered the following communication into the record:

- 92 • A letter from Bob Uerz dated May 2, 2011;
93 • A letter from Peter Mitchell dated March 27, 2011; and
94 • An e-mail from Kristopher Boushie dated May 5, 2011.

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Mr. Nulty asked about considering a response to the concerns raised above. Mr. Odit said the separate issues will be added to a future agenda.

2. Eagle Scout Funding Request for Castle Cemetery Fence Project – Rudy Bentlage.

Mr. Bentlage presented a funding request for his Eagle Scout Project. He will be replacing the fence around Castle Hill Cemetery. He said the fence is estimated to cost \$1,150, with the total project estimated to be at least \$1,300. Mr. Bentlage requested funding from the Town of \$800. He noted it is the Troop's policy to raise no more than \$500 for a project.

Mr. Bentlage described the plans for the project, stating the cemetery holds the Town's founders and is historically important. He said the fence's condition is detracting from the Good Shepherd Church neighboring it. He discussed the condition of the fence, noting pictures in the report he provided to the Selectboard.

Mr. Odit asked when they would be doing the work. Mr. Bentlage said late June. Mr. Odit told the Selectboard there is money in the budget for the project and he has received many comments on the fence.

Ms. Mercer asked if they would use cedar. Mr. Bentlage said they would, explaining the benefits. He discussed the size and changes that will be made to improve the look. Ms. Mercer asked who will help with the work. Mr. Bentlage said the scouts in his Troop and some friends from high school will help. He welcomed support from the community, asking anyone who is interested in volunteering on the project to contact him.

On a **motion** by Mr. Nulty, seconded by Ms. McMains, **the Selectboard approved \$800 to fund the Castle Hill Cemetery fence project.** The motion passed 3-0. The Selectboard thanked Mr. Bentlage for his service to the Town.

3. Plein Air Grant Request – Barbara Greene & Emile Alexander.

Mr. Odit said the organizers of the Jericho Plein Air Festival are requesting that the Town seek a \$1,500 grant from the Vermont Community Foundation. He said they have provided their budget as well. Ms. Greene expressed their gratitude for letting them proceed in this way.

On a **motion** by Mr. Nulty, seconded by Ms. McMains, **the Selectboard approved applying for a grant to support the Jericho Plein Air Festival and authorized the Town Administrator to execute the necessary documents.** The motion passed 3-0.

Ms. McMains noted that if there is extra funding, it will be used to purchase a hanging rail for the Town Hall. Ms. Greene discussed the grant application with the Selectboard.

4. vTrans Bridge Report – Todd Odit.

Mr. Odit said the Town receives a report each year on the condition of the bridges in town. He stated the inspections are conducted on a 24 month cycle, noting none of them are structurally deficient. He said it is a formality to document the Selectboard received the report.

5. Adopt Revised Planning and Zoning Fee Schedule – Todd Odit.

Mr. Odit stated the Zoning Administrator is proposing a slight change to the current fee schedule, adding a new building permit category of "Public Facility". He gave examples of what the fee would apply to, noting the fees in the past have ranged from \$35 to \$500. The Selectboard and Mr. Odit discussed the fee schedule.

143 Ms. McMains asked when they should discuss impact fees. Mr. Odit said they could start in the next fiscal year.
144 Mr. Nulty noted it would be nice to have the revisions done with "track changes" to see what the differences
145 are. Mr. Odit explained the formatting was changed on this particular document, but the only change was
146 adding public facility. Mr. Nulty requested that changes are highlighted in the future.

147
148 On a motion by Ms. McMains, seconded by Mr. Nulty, the Selectboard adopted the revised Permit Fee
149 Schedule with the effective date of June 1, 2011. The motion passed 3-0.

150
151 **6. MPO/RPC Merger Discussion – Charlie Baker & Michelle Boomhower.**

152 Ms. Boomhower thanked the Selectboard and said they are excited to be here. She stated this is the last
153 community meeting. Ms. Boomhower said they have been to the 18 other communities, receiving endorsement
154 from them all for the merger of the Chittenden County Metropolitan Planning Organization (CCMPO) and the
155 Chittenden County Regional Planning Commission (CCRPC).

156
157 Ms. Boomhower noted there were some technical corrections to the bylaws, but nothing substantive. She
158 thanked the Selectboard members for their service on the various committees. She stated that people feel the
159 approach was proactive.

160
161 Mr. Nulty gave the organizations credit for taking something potentially contentious and getting it done in a
162 reasonably civilized manner. Mr. Baker said the credit goes to the Executive Committee, keeping membership
163 and voting the same. The Selectboard agreed that was huge.

164
165 Mr. Baker said this leads up to the Boards coming together on May 18th. He said the Selectboard would receive
166 a letter about appointments in preparation for nominating officers in June, so the Board is in place by July. He
167 said they will continue work to combine operations over the next few months.

168
169 On a motion by Mr. Nulty, seconded by Ms. McMains, the Selectboard adopted the resolution in support of the
170 merger of the Chittenden County Regional Planning Commission and the Chittenden County Metropolitan
171 Planning Organization. The motion passed 3-0.

172
173 On a motion by Mr. Nulty, seconded by Ms. Mercer, the Selectboard nominated Ms. McMains to the
174 appointment. The motion passed 3-0. On a motion by Ms. McMains, the Selectboard nominated Mr. Nulty as
175 the first alternate and Ms. Mercer as the second alternate. The motion passed 3-0.

176
177 Mr. Baker noted the regional sustainability project will need to be signed at some point. Ms. McMains asked
178 him to send it to Mr. Odit. Ms. Boomhower and Mr. Baker thanked the Selectboard.

179
180 **7. Discussion of Vacant Auditor Positions.**

181 Ms. Mercer said there is a lot of history relating to this topic, most of which predates her time on the
182 Selectboard. Mr. Nulty stated he doesn't think the positions are needed. He said they have been actively
183 problematic. Mr. Nulty said many towns no longer have them because they are essentially redundant.

184
185 Ms. Mercer asked what is wrong with redundancy when it involves taxpayer money. Mr. Nulty stated they do
186 not perform an audit and they disrupt operations. He said their function is not clear, which is why many towns
187 have done away with them, noting there were no candidates on the ballot.

188

189 Ms. McMains noted that one person had 28 votes. She said we have had qualified auditors in the past. Mr.
190 Nulty said the citizens don't feel it's important. Ms. Mercer disagreed, noting there was no one on the ballot
191 and people didn't know who to write in.
192
193 Ms. McMains noted that the Vermont League of Cities and Towns reviewed municipal positions, noting 63
194 auditor positions are unfilled. Ms. Mercer stated there are two qualified people in Town who are willing to
195 volunteer their time.
196
197 Mr. Nulty discussed problems with the positions in the past, including: defining the job function; violating the
198 job function; disrupting operations; and going beyond their scope. He said they must operate within a job
199 description, which has not been successful in the past. Ms. Mercer asked what is being used currently to define
200 the Auditor positions. Mr. Odit said if it is not the charter, then they would operate under State law.
201
202 Mr. McCarthy said he is a former Town Auditor and he did not submit his petition in time to be on the ballot. He
203 stated he was Town Auditor for 8 years. Mr. McCarthy asked Mr. Nulty to stop making blanket statements and
204 to objectively quantify his derogatory comments, for the record. He stated he feels they are false.
205
206 Mr. McCarthy stated he submitted to the Selectboard, more than once, a job description expanding upon State
207 statute. He said he thought it was approved and that is what they operated under. He asked Mr. Nulty to
208 explain the negative comments and to explain what the Town Auditors have done. Mr. McCarthy stated the
209 Town pays a public auditor to come in and produce a report. He said they chose to concentrate on financial
210 controls in the Town, which a public auditor does not do. He noted they conduct interviews and assessments to
211 design tests, but they do not offer an opinion on control measures.
212
213 Mr. Nulty noted the public auditor can look at controls if the Town requests it. Mr. McCarthy explained they are
214 required to follow general accounting guidelines for towns and they have not been asked to review controls in
215 the past.
216
217 Mr. McCarthy discussed the benefits the Town Auditors brought to the Town at no cost, including a high degree
218 of financial experience to review and offer feedback to the Selectboard on any issues. He noted the Town has
219 had no impropriety in financial transactions, but said knowing their presence is a possibility serves as motivation
220 for people to follow the rules. Mr. McCarthy stated they spend more time here than a public auditor does and
221 that produces a healthier financial environment. He said there is and has been value in these positions, noting
222 he would like to continue to contribute to the Town.
223
224 Ms. Mercer stated it would be different if the Town couldn't find anyone qualified to fill the vacancies. She said
225 we have people willing and able to do it for the right reasons, noting transparency is important. She said there
226 are two open positions with two people interested in filling them. The Selectboard discussed the other
227 interested person.
228
229 Mr. Nulty agreed the principal of the auditor is beyond question, but said the problem has been the practice. He
230 said he would agree to continue if there was a job description that included their scope of work and authority.
231 He discussed the problems encountered previously.
232
233 Ms. Mercer said she didn't think anyone was bothered by the auditors while she worked with the Town, except
234 for the Selectboard. Ms. McMains said there was some staff disruption and discussed a situation that
235 happened. The Selectboard discussed the importance of internal controls and daily operations.
236

237 The Selectboard discussed the oversight of an elected position and whether it is required to be filled. Mr.
 238 McCarthy stated that statute allows the Selectboard to fill an open position, but eliminating the positions would
 239 require a vote by the residents of Jericho. Ms. McMains and Mr. McCarthy both read sections of the statute
 240 that relate to the discussion. Mr. McCarthy addressed the situation Ms. McMains discussed earlier, noting they
 241 followed GASB standards.
 242
 243 Mr. Nulty stated GASB does not address the timing of an audit, noting the Selectboard could define the scope of
 244 their work. Mr. McCarthy stated Town Auditors are elected representatives of the Town with fiduciary
 245 responsibility and their jobs are defined by statutes. He said they refined the job description, had it reviewed by
 246 the Secretary of State, and presented it to the Selectboard for approval. Mr. Nulty stated he didn't feel it was
 247 adhered to.
 248
 249 Mr. McCarthy asked him to substantiate his comments, noting they are professionally insulting. Ms. Mercer said
 250 they don't reflect poorly on Mr. McCarthy. She said she thinks it is a positive thing to have extra people looking
 251 at the funds and believes the people coming forth should be appointed. Ms. McMains noted it shouldn't take
 252 staff time to give them information, discussing an example. Ms. Mercer stated if the issue of doing away with
 253 the auditor positions was brought before the Town, she doesn't think they would.
 254
 255 On a motion by Ms. Mercer, seconded by Ms. McMains, **the Selectboard appointed Mr. McCarthy to the three**
 256 **year vacant term of Town Auditor, ending in March 2014.** The motion passed. Yes: 2. Abstained: 1.
 257
 258 The Selectboard discussed how to handle concerns going forward. Mr. McCarthy stated he would bring the job
 259 description document back to the Selectboard for further discussion.
 260
 261 Ms. Alexander noted the position would be filled through next Town Meeting, and then it would go on the ballot
 262 for two years of an unexpired term. She discussed the timing with Ms. Mercer. The Selectboard discussed
 263 auditing of public funds, transparency, and efficiency. Mr. Nulty noted that no one is asking for less
 264 transparency or a less professional review of public finances. Ms. Mercer noted she worked for the Town and
 265 has seen how the hired auditors perform their work. Ms. McMains noted the issue should be discussed with the
 266 voters.
 267
 268 **8. Approve Farrell & UJFD Open Space Contracts.**
 269 Mr. Odit noted he did not hear back from Ms. Farrell, so only the fire department needs approval. On a motion
 270 by Ms. Mercer, seconded by Mr. Nulty, **the Selectboard approved a five year open space tax stabilization**
 271 **agreement with the Underhill Jericho Fire Department.** The motion passed 3-0.
 272
 273 **9. Approve Outdoor Consumption Permit.**
 274 The Selectboard discussed where the restaurant would be serving outdoors. Mr. Jensen said the permit was for
 275 a front porch. On a motion by Mr. Nulty, seconded by Ms. McMains, **the Selectboard approved an Outside**
 276 **Consumption Permit for the Mad Batter Inc. d/b/a The Hungry Lion.** The motion passed 3-0.
 277
 278 **10. Request to Decorate Town Green for Open Studio.**
 279 Ms. McMains said the Open Studio has requested permission to decorate the Town Green. The Selectboard
 280 discussed decorations. On a motion by Mr. Nulty, seconded by Ms. McMains, **the Selectboard authorized the**
 281 **Open Studio to decorate the green.** The motion passed 3-0.
 282
 283 **11. Approve minutes of 3/1/2011, 4/7/2011 & 4/19/2011.**

284 On a motion by Ms. McMains, seconded by Mr. Nulty, the **Selectboard approved the 3/1/2011 minutes as**
285 **amended.** The motion passed 3-0. Mr. Nulty asked about issues raised at Town Meeting and Mr. Odit will be
286 adding them to future agendas.

287
288 On a motion by Ms. McMains, seconded by Mr. Nulty, the **Selectboard approved the 4/7/2011 minutes as**
289 **amended and the 4/19/2011 minutes as written.** The motion passed 3-0.

290

291 **12. Approve warrants of 5/2/2011.**

292 The Selectboard members present signed the warrants.

293

294 **13. Other Business**

295 Ms. McMains stated the Energy Task Force would like the week of May 13th to be designated as "Way to Go
296 Week". She noted it is a multi-town competition encouraging alternative forms of transportation. On a motion
297 by Ms. McMains, seconded by Mr. Nulty, the **Selectboard approved designating the week of May 13th as "Way**
298 **to Go Week".** The motion passed 3-0.

299

300 Mr. Jensen noted the Eagle Scout Project requires a building permit and the property is owned by the Town. On
301 a motion by Mr. Nulty, seconded by Ms. McMains, the **Selectboard waived the fees associated with the Castle**
302 **Hill Cemetery fence project.** The motion passed 3-0.

303

304 On a motion by Ms. McMains, seconded by Ms. Mercer, the **Selectboard entered Executive Session at 8:24**
305 **p.m.** The motion passed 3-0.

306

307 On a motion by Ms. McMains, seconded by Mr. Nulty, the **Selectboard exited Executive Session at 9:43 p.m.**
308 **The motion passed 3-0.**

309

310 On a motion by Ms. McMains, seconded by Mr. Nulty, the **Selectboard adjourned the meeting at 9:44 p.m.**
311 **The motion passed 3-0.**

2
3 **Selectboard Meeting**

4 **May 19, 2011 at 7:00 p.m.**

5 **Jericho Town Hall, 67 Vermont Route 15**

6
7 **Members present:** Kim Mercer (Chair), Catherine McMains, Tim Nulty

8
9 **Others present:** Todd Odit (Town Administrator), Amy Richardson (Secretary), Seth Jensen (Town Planner), Phyl
10 Newbeck, Edye Graning, Wayne Segear, Robert Letovsky, Bert Lindholm, Tom Moreau, Jason Charest, Ryan
11 Barnes, Robert Naylor

12
13 The public hearing was called to order by Ms. Mercer at 7:08 p.m.

14
15 **1. Public Comment.**

16 Ms. Newbeck stated she has served on various boards and commissions since 1997. She said Mr. Jensen called
17 each Planning Commission member to notify them he will be leaving, which has never been done before. The
18 Selectboard noted they will be sorry to see him go.

19
20 **2. Skunk Hollow Road Report Presentations.**

21 **Skunk Hollow Road Safety Analysis – CCMPO**

22 Mr. Charest from the Chittenden County Metropolitan Planning Office (CCMPO) presented the Skunk Hollow
23 Road Safety Analysis report. He said the study of Skunk Hollow Road was done in two parts: the safety analysis;
24 and the paving alternative evaluation done by DuBois & King. Mr. Charest gave some background on the road,
25 noting the road may be better classified as a collector road. He discussed the High Risk Rural Roads program
26 and the role of reported crashes in getting funds for road improvements.

27
28 Mr. Odit noted both reports are available on the website.

29
30 Mr. Charest stated the focus of the safety analysis was the gravel section of the road. He discussed findings of
31 the site visit, noting an average of 1,500 to 1,600 vehicles travel the road each day, which is high for a gravel
32 road. Mr. Charest discussed traffic speeds and truck traffic on the road.

33
34 Ms. Newbeck stated there is a sign on the road stating "no through truck traffic". Mr. Charest noted it may not
35 be enforceable and discussed what restrictions can be placed on the road. The Selectboard discussed weight
36 restrictions and mud season.

37
38 Mr. Charest discussed accident history on the road, noting these are only reported accidents. He discussed
39 recommendations for improvements, including: curve signage, road signs, spacing of arrow signs, and paving to
40 provide a consistent surface.

41
42 **Skunk Hollow Road Paving Alternative Evaluation – DuBois & King**

43 Mr. Barnes from DuBois & King presented the Skunk Hollow Road Paving Alternative Evaluation report. He
44 discussed traffic and maintenance costs, noting they are high. Mr. Barnes performed a life-cycle cost analysis to
45 compare continued gravel road maintenance to the paved road alternative.

47 Ms. Newbeck clarified the analysis only considered cost. Mr. Barnes said yes. He discussed the cost analysis and
48 the methods used to estimate the costs.
49
50 Mr. Nulty noted he did not find annual maintenance numbers in the presentation. Mr. Barnes explained in that
51 paving is a one-time expense with lower maintenance costs, while gravel maintenance costs are higher and
52 continuous annual expenses. He reported the Life-Cycle Costs for the Paved Road Alternative were estimated at
53 \$362,990; while the Gravel Maintenance Alternative is estimated to cost \$495, 438.
54
55 Ms. Mercer asked about the detailed explanation for gravel road cost, noting the paved section would still need
56 to be plowed. Mr. Barnes stated a separate truck is needed for maintenance of the gravel section. Mr. Odit
57 noted the same truck can plow the whole road, if the section is paved.
58
59 Ms. Mercer clarified the costs involved. Mr. Odit said salt, sand and striping would be needed to maintain
60 pavement. Mr. Newbeck noted that potholes and frost heaves would also need to be considered. Mr. Odit
61 clarified the costs presented are the annual costs, with inflation.
62
63 Mr. Nulty stated there is no discount applied, so the costs might be different. He discussed discounts, inflation,
64 and interest rates with Mr. Charest.
65
66 Mr. Barnes stated that a paved road would be more cost effective, but there are other aspects to consider. Ms.
67 Newbeck noted that roadway safety includes pedestrians, cyclists, and other users. Ms. Mercer noted the
68 reports are being presented tonight, not discussing whether to pave.
69
70 Ms. McMains asked if it is in the Town's best interest to change the classification of the road, since it acts as a
71 collector. Mr. Odit said he is not sure how it is classified in the federal aid system, but that would make a
72 difference. Mr. Charest said he could look into it. He discussed what a collector road is.
73
74 Mr. Nulty said paving would increase speed substantially, since a large number of people are using it as a
75 through road. He noted the dirt and potholes slow people down. He asked about possible traffic calming
76 mechanisms.
77
78 Mr. Charest said an increase in speeds and traffic is likely, but the curves limit speeding. He discussed various
79 traffic calming mechanisms, noting a few measures are needed to have an effect. Mr. Charest stated the radar
80 feedback machines work well. Ms. Mercer noted the number one influence in slowing traffic is pedestrians. Ms.
81 McMains noted that fuel consumption increases on gravel roads.
82
83 The Selectboard thanked Mr. Charest and Mr. Barnes for their presentations.
84
85 Mr. Naylor stated speed control should be significantly considered, as there is already a lot of speeding on the
86 road. He discussed speed bumps and placement. Mr. Nulty discussed various types of traffic calming.
87
88 Mr. Naylor said Skunk Hollow Road should be paved immediately. He said it is dirty and the potholes are
89 destructive to the vehicles. Mr. Naylor said it is a collector road and as growth increases in the surrounding
90 towns, there is more traffic on the road.
91
92 Mr. Nulty noted the Town gets a lot of correspondence from people in other towns who complain the road
93 hasn't been improved. Mr. Naylor said it should be paved, with speed control added. Ms. Newbeck noted the
94 Town does not get feedback from people who like the road the way it is.
95

Mr. Lindholm commended the Town for calming traffic in Jericho Center and on Barber Farm Road where the culverts were replaced. He commented the bumps should be kept.

Mr. Nulty asked if the opinion of people on the road has changed. Mr. Naylor discussed some of the history and how it has changed. He said he would be interested to know if the road classification needs to be changed to get federal money. The Selectboard discussed the costs to pave.

3. School District Merger Presentation – Edye Graning.

Robert Letovsky, Wayne Segear, and Edye Graning from the Voluntary Merger Committee were present to discuss the proposed school district merger. Mr. Letovsky stated the information can also be found at www.lernaboutmerging.com, noting the vote will be held on June 7, 2011.

Ms. Graning said the committee was formed to discuss the possibility of one Board for all Chittenden East Supervisory Union (CESU) schools. She noted that each School Board put forth representatives and they have been working since August 2010. She discussed the reasons for and against a merger, tax incentives, elections, and tax rate impact.

Mr. Nulty asked if merging would make it easier to cut costs and how it would affect decision making. Mr. Letovsky said budget was not the main reason for merging, but there are some areas that would benefit, discussing: Board control, collective bargaining agreements, State mandated cuts, and the budgeting benefits of merging. He said the number of Board members would be reduced to 15 members, from 45. Mr. Letovsky discussed the roles of the merged Board.

Ms. Mercer asked if Mr. Letovsky is a CESU employee. Mr. Letovsky said he is the Chair of the Underhill ID School Board, the Executive Committee, and the Chair of the Voluntary Merger Committee. Ms. Mercer asked what his opinion was when they began discussions. Mr. Letovsky discussed the current governance structure, giving examples, and stated his opinion is that the current governance structure is an artifact of another era. He gave some examples of how small changes in enrollments have significant impacts on the smaller schools.

Mr. Nulty asked about the principals. Ms. Graning discussed the principals' roles now and how it could change with the merger. She also discussed the Superintendent and Assistant Superintendent responsibilities. Mr. Letovsky said he was involved in reviewing whether a merger of Underhill Central and ID schools was feasible. He discussed birth and enrollment numbers. Ms. Graning noted the importance of staying ahead of outside pressures. She stated the schools are great and we want that to continue.

Ms. Mercer asked if this could potentially lead to student sharing, discussing diversification within classes. Ms. Graning stated it could be a move towards school choice, giving parents more options. Mr. Letovsky noted the boundaries could be redrawn and parent choice would be subject to space and transportation.

Mr. Letovsky said the merger would open the door for the new Board. He said they will need to make the decisions and present a budget taxpayers can support. Mr. Segear discussed a regional meeting where other schools are discussing the same thing, noting if this passes others will follow.

The Selectboard thanked them for the presentation.

Mr. Lindholm asked if salaries are varied now. Mr. Letovsky said no, there is a collective bargaining agreement signed for two years. Mr. Lindholm asked how special education would be handled. Mr. Letovsky discussed how it is handled now with coordinators, noting no change is likely since much of it is State mandated and there is a good system in place already.

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4. CSWD Budget Presentation – Tom Moreau.

Tom Moreau, General Manager of Chittenden Solid Waste District (CSWD) and Bert Lindholm, Town Representative and Vice Chair were present to discuss the CSWD fiscal year 2012 budget proposal.

Mr. Moreau stated operating expenditures are down 1.6%. He said although operating revenues declined 3.1%, there is savings for the upcoming bond payment. Mr. Moreau noted the district is struggling with healthcare costs, discussing their recent move to Blue Cross Blue Shield. He said the new compost facility should be operating by the end of June, noting that there are marketing costs associated with the project. He discussed the shortage of compost material that will result from the transition.

Ms. McMains asked about the lag time with compost. Mr. Moreau said the new facility will be 4-5 months, while the old facility was 8-10 months. Mr. Lindholm discussed the new technology. Mr. Moreau discussed other expenses and sources of funds.

Mr. Lindholm discussed cost calculations. Mr. Moreau stated the new facility was paid for in cash from two years of recycling business. He noted there are some special studies being conducted regarding: biosolids; regional landfill; organics collection; and consolidated collection.

Mr. Nulty said the issue with consolidated collection will be how to take care of the smaller companies. Mr. Moreau discussed that they would work to have carve outs for smaller haulers. He said this year's focus will be biosolids, discussing shipping costs.

Mr. Moreau noted some highlights from the capital budget, as follows:

- Attempting to purchase property from IBM to get access to the Winooski River for stormwater treatment;
- Purchase some equipment for composting; and
- Capital budget increased, but money is coming from the reserves.

Mr. Lindholm highlighted the graph showing trash declining and recycling increasing. Mr. Moreau discussed how a CSWD employee worked with the legislators for the electronics recycling program and the fluorescent bulb return program. He noted the electronics bill will save money this year by lowering expenses. Mr. Lindholm discussed their concerns if the fluorescent bulb program didn't pass and the impact on expenses. Mr. Moreau stated the Governor signed the bill today.

Mr. Nulty asked for Mr. Lindholm's recommendation. Mr. Lindholm stated CSWD has an excellent staff and noted concerns about what will be coming from the flooded areas. Ms. McMains discussed the impacts of the last big flood, noting this is much larger. Mr. Moreau discussed how they handle the material. Mr. Nulty and Mr. Moreau discussed woodchips and wood waste. Mr. Lindholm asked the Selectboard to approve the budget.

On a motion by Mr. Nulty, seconded by Ms. McMains, the Selectboard approved the Chittenden Solid Waste District fiscal year 2012 budget as presented. The motion passed 3-0.

The Selectboard and Mr. Moreau discussed the compost facility further.

5. Enhancement Grant Letter of Intent – Seth Jensen.

Mr. Jensen stated there are two grant opportunities that could provide funds to implement the multiuse path connecting Jericho Center and Mount Mansfield Union High School (MMUHS). He said a transportation enhancement grant could be used to extend the path from Jericho Center and build the segment from Plains

194 Road to Pratt Road. He recommended applying for the grant to fund design and construction of those
195 segments.

196

197 Mr. Jensen said there is a sidewalk grant program with the CCMPO which could provide funding to design the
198 segment from MMUHS to Ethan Allen Road. He said the maximum award would not cover design and
199 construction of the segment. Mr. Jensen stated he discussed the local match with the school, but they have not
200 yet committed. Mr. Nulty noted it would be on school property.

201

202 Mr. Jensen stated the transportation enhancement grant is a competitive application, noting the strengths of
203 the potential application. He said if the grant is not awarded to the Town this year, the Town should try again
204 next year. He said the same is true for the sidewalk grant. The consensus of the Selectboard was to move
205 forward with the grant applications.

206

207 Mr. Jensen stated the Transportation, Community, and Systems Preservation Program (TCSP) provides federal
208 funds for projects and the funding is requested through vTrans. He said he has been speaking with Kari
209 Papelbon in Underhill about applying for funds jointly to use for improvements in the Riverside/Underhill Flats
210 area. Mr. Nulty asked for an estimate of the 20% local match. Mr. Jensen said he received an estimate of
211 \$150,000 for a plan and design that will be ready for engineering and construction of the Village Center. He
212 detailed what would be included. Mr. Nulty clarified the match would be approximately \$30,000. Mr. Jensen
213 noted that would be the match amount to be shared between the two towns.

214

215 The Selectboard congratulated Mr. Jensen on his new job, expressing appreciation for his dedication, excellent
216 staff notes, and work with the Planning Commission.

217

218 On a **motion** by Mr. Nulty, seconded by Ms. McMains, **the Selectboard adopted a formal resolution of thanks**
219 **and appreciation to Seth Jensen.** The motion passed 3-0.

220

221 Mr. Nulty stated the area near Joe's Snack Bar is much improved now that the project is complete. Mr. Jensen
222 noted he is developing a list of pending matters to ensure continuation after he leaves.

223

224 **6. Approve minutes of 5/5/2011.**

225 The Selectboard discussed the format of the minutes. On a **motion** by Ms. McMains, seconded by Ms. Mercer,
226 **the Selectboard approved the 5/5/2011 minutes as amended.** The motion passed: 2 Approved, 1 Abstained.

227

228 **7. Approve warrants of 5/16/2011.**

229 The Selectboard members present signed the warrants. The Selectboard discussed flooding costs and Federal
230 Emergency Management Agency (FEMA) assistance.

231

232 **8. Other Business**

233 The Selectboard discussed the summer meeting schedule and Chair rotation.

234

235 Ms. McMains stated the joint meeting of the Chittenden County Regional Planning Commission and
236 Metropolitan Planning Organization occurred and they voted to merge. She said there was quorum at the joint
237 meeting and discussed the meeting schedule.

238

239 Mr. Odit stated the maximum Class II paving grant is \$175,000. He explained the cheapest way is to do it all at
240 once because the price of material goes down the more you buy and it would only involve setting up once. Mr.
241 Odit stated that if the Town decides to pave, he would recommend making it contingent on receiving the grant.

242 Mr. Nulty agreed and noted discounting would not overcome free money. Ms. McMains noted there are other
243 issues beside cost and Mr. Nulty agreed.
244
245 The Selectboard and Mr. Odit discussed the costs involved and how they were calculated. Ms. Mercer said the
246 condition of the road is awful. Mr. Nulty said there would need to be traffic calming measures added because
247 speeds will go up. Ms. McMains said she liked the additional signage in the presentation, noting it is simple to
248 do. Mr. Odit noted it would help with safety. Mr. Nulty discussed various types of traffic calming and the
249 effectiveness of radar feedback signs.
250
251 Mr. Odit stated the Development Review Board's decision on Mobbs Farm has been appealed. He explained
252 how the process is expected to proceed. Mr. Odit said he would know more at the next meeting. Mr. Nulty
253 asked about the cost and Mr. Odit said it is not much right now, but the Town will have to split the cost of
254 mediation.
255
256 Ms. McMains asked about the search for a Town Planner. Mr. Odit said resumes are coming in and the will
257 begin reviewing them on May 27th. He noted the Planning Commission has asked to participate in the first
258 round of interviews. The Selectboard discussed how they have participated in the past.
259
260 Mr. Odit said he is waiting for information from the sheriffs. The Selectboard discussed with Mr. Odit the
261 available hours and responsibilities. The Selectboard noted the importance of increasing coverage expressed by
262 the residents and discussed State Police coverage. Mr. Odit said he will get more information to ensure there
263 are no unintended consequences before proceeding further.
264
265 Ms. Mercer asked about making a work calendar to address current issues. Mr. Odit agreed and suggested
266 scheduling time to go through the issues and prioritize them. The Selectboard discussed communicating
267 information to residents about progress on current issues.
268
269 On a **motion** by Mr. Nulty, seconded by Ms. McMains, **the Selectboard adjourned the meeting at 9:40 p.m.** The
270 motion passed 3-0.

2
3 **Selectboard Meeting**

4 **June 2, 2011 at 7:00 p.m.**

5 **Jericho Town Hall, 67 Vermont Route 15**

6
7 **Members present:** Catherine McMains (Chair), Tim Nulty, Kim Mercer

8
9 **Others present:** Todd Odit (Town Administrator), Amy Richardson (Secretary), Jessica Alexander (Town Clerk),
10 Ann Broekhuisen

11
12 The public hearing was called to order by Ms. McMains at 7:00 p.m.

13
14 **1. Public Comment.**

15 There was none.

16
17 **2. List of Delinquent Dogs – Jessica Alexander.**

18 Ms. Alexander provided the Selectboard with a list of unregistered dogs. She also included a bar graph showing
19 the number of unregistered dogs by road, noting the length of the road has a relationship with the number. The
20 Selectboard discussed the information.

21
22 Ms. McMains asked if it was more than normal. Ms. Alexander stated there are 97 on the list and 11 that have
23 never registered. She said last year ended with 22 unregistered and only 3 of those are still unregistered. She
24 discussed the renewal process, noting there have been some changes including: no calls from the Animal
25 Control Officer; increase in email reminders; and no reminder letters mailed prior to April 1st.

26
27 Ms. Alexander stated that residents have the option to pay for two years at this point in the year, noting that 60
28 dogs were registered in that manner last year. She said 295 letters were mailed in May and now the list is down
29 to 108. Ms. Alexander stated the Selectboard usually sends a letter in June with a sample of the warrant.

30
31 Ms. McMains asked about fines. Ms. Alexander stated Jericho currently charges the minimum amount allowed
32 under statute. The Selectboard and Ms. Alexander discussed fees and fines. Mr. Nulty stated he is in favor of
33 low registration fees and higher fines, explaining his rationale. Ms. Alexander said she did not know what the
34 maximum fine permitted is. She discussed area costs and practices. Mr. Odit said they could look into it further.

35
36 Ms. Alexander said the information is needed when there is a dog bite, noting there have been some. Ms.
37 McMains noted there is a fair amount of time being spent on follow up each year, often on the same people.
38 The Selectboard agreed they are inclined to increase fines due to the amount of time spent on follow up.

39
40 The Selectboard and Mr. Odit discussed what the process is to make changes. The Selectboard asked Mr. Odit
41 to research and report back with options.

42
43 Ms. Broekhuisen asked how you would know there are dogs in Town that have never been registered. Ms.
44 Alexander said the primary ways are: neighbor reports; known to her; or picked up by the Animal Control
45 Officer. She said the Town can conduct a dog census and discussed how it was done previously. She said 614
46 were registered on time.

48 Ms. Alexander said she would revise the letter with the sample warrant, noting the Town is researching an
49 increase to the late fees. The Selectboard agreed.

50
51 **3. Deborah Rawson Library & Mobbs Committee Requests to Waive DRB Fee.**

52 Ms. Broekhuisen stated the library wants to add up to three parking spaces. She said they have applied to the
53 Development Review Board (DRB) and are asking for a waiver of the fee. Ms. McMains asked where the spaces
54 would be added. Ms. Broekhuisen said they would remove a light, adding one space, and the other two spaces
55 would be on the right side of the driveway where it is currently grass. She said they need the space. Ms.
56 McMains stated the library is very well used.

57
58 On a **motion** by Mr. Nulty, seconded by Ms. McMains, **the Selectboard approved waiving the Development**
59 **Review Board application fee for the Deborah Rawson Library and Mobbs Farm Committee.** The motion
60 passed 2-0.

61
62 Ms. Mercer entered the meeting at 7:16 p.m.

63
64 **4. Appoint Transportation Advisory Committee Representative.**

65 Mr. Odit said he is volunteering to be the representative, noting he would recommend the new Planning
66 Coordinator replace him when hired. He said he will attend the meetings until then. Ms. McMains said it is still
67 the most active committee. Mr. Nulty noted it is a committee that has money associated with important
68 projects.

69
70 Ms. McMains stated there will be a Planning Advisory Committee under the new organization, noting the
71 Selectboard should elect a representative to the committee. She said it would be a two year term and discussed
72 the membership of the committee. Mr. Nulty suggested the new Planner and Ms. McMains agreed that makes
73 the most sense, as it will be a technical committee. She suggested discussing the quarterly meetings with the
74 candidates during the interviews.

75
76 On a **motion** by Mr. Nulty, seconded by Ms. Mercer, **the Selectboard appointed the Town Administrator as**
77 **temporary representative on the Transportation Advisory Committee.** The motion passed 3-0.

78
79 **5. Approve minutes of 5/19/2011.**

80 On a **motion** by Ms. Mercer, seconded by Mr. Nulty, **the Selectboard approved the 5/19/2011 minutes as**
81 **amended.** The motion passed: 3-0.

82
83 **6. Approve warrants of 5/31/2011.**

84 The Selectboard members present signed the warrants.

85
86 The Selectboard and Mr. Odit discussed discounting relating to the Skunk Hollow Road Paving Alternative Report.

87
88 **7. Other Business**

89 **Joint Chittenden County Metropolitan Planning Organization & Regional Planning Commission Executive**
90 **Committee Meeting**

91 Ms. McMains stated Washington is discussing eliminating Metropolitan Planning Organizations (MPO) for Towns
92 under 200 thousand. The Selectboard discussed the impact that would have, given Vermont only has one. They
93 discussed possible reasons for Washington to eliminate MPOs and federal funding. Ms. McMains said everyone
94 was encouraged to discuss with their legislators, suggesting a test for effectiveness. She noted the MPO in
95 Vermont has more planning staff than the State.

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Ms. McMains stated there was a presentation at the meeting about the “Circ” by a representative from vTrans. She said they are not pulling the plug on the permit process because they would be liable for the money already spent. She said they will continue forward until the environmental court shuts it down, noting they anticipate an Environmental Protection Agency (EPA) veto. Ms. McMains said the representative told them if they do get approval, they will do it in phases.

The Selectboard discussed the phases and the Governor’s position on the project. Ms. McMains said the goal is to reach consensus to build something and discussed the options presented. Mr. Odit discussed an article in today’s Essex Reporter.

Ms. McMains stated she asked the representative what would happen to the portion of Fay Farm that was purchased by vTrans as part of the mitigation issue if the Circ doesn’t go through and he wouldn’t comment on whether or not it would be conserved. The Selectboard discussed the location of the land. Ms. McMains stated the matter will be discussed further at the annual meeting on June 15th.

Truck Traffic

Ms. McMains said Brooks Buxton asked about the status of getting big trucks back on the interstate. Mr. Odit said he spoke to Mr. Buxton and the increase for the weight restriction expired. He said it would be helpful, but it was not renewed.

Flooding

Ms. Mercer asked for an update on the flooding money. Mr. Odit said they prepared a preliminary damage assessment report and FEMA (Federal Emergency Management Agency) is running the numbers. He said if the cost reached the threshold, then it will be declared a disaster area and the Town will go through another process to try to receive more money.

Ms. Mercer asked about documenting the damage before repairs were made. Mr. Odit discussed how it was handled given the resources available. Ms. Mercer suggested having a policy to follow and support staff to assist with documentation, noting it is the key to receiving FEMA money.

Emergency Planning

Ms. Mercer discussed recent weather events and asked if the Town’s Emergency Plan could be circulated. She said she would like to know and to educate people about it. Ms. McMains noted the Town’s Health Officer, Paul Luciano is doing a great job on emergency management with the Regional Planning Commission. Mr. Nulty suggested posting the plan on the website. Mr. Odit said it should be reviewed annually.

Ms. Mercer said the Town should coordinate with other entities in Town, including the schools. She said it is important the plans are not different and that we account for each other. Ms. McMains stated the communities within Chittenden County do account for each other because they were part of a regional planning effort and discussed shared resources.

Ms. Mercer recommended creating an annual calendar.

The Selectboard and Mr. Odit discussed items that need to be discussed and/or worked on during the year, including the following:

- Noise Ordinance
- Policing
- Pedestrian Bridge
- Personnel Handbook

- 146 • Road Standards
- 147 • Highway Management Plan, including a Winter Operations Plan
- 148 • Private Roads
- 149 • Capital Budget and Plan
- 150 • Financial Policies and Internal Controls
- 151 • Town Library
- 152 • Impact Fees
- 153 • Speed Limits/Traffic Ordinance
- 154 • Skunk Hollow Road
- 155 • Dogs
- 156 • Fines
- 157 • Emergency Management Plan

158

159 Ms. Mercer stated target dates are needed and annual requirements should be added. Mr. Nulty asked if the
160 external auditors will be engaged to opine on internal controls. Mr. Odit said they are.

161

162 Mr. Odit said he received police contracts from the Chittenden County Sheriffs and the Vermont State Police
163 yesterday. He said he would add it to the June 14th agenda. The Selectboard discussed police coverage, and
164 radar feedback signs.

165

166 Ms. Mercer asked Mr. Odit to bring an outline of the year, so they could fill it in with the above items. She
167 suggested reviewing and updating progress at each meeting. Ms. McMains suggested updating once a month.

168

169 Ms. McMains asked about an email from Mr. Jensen about whether the school will support part of the cost of
170 the multi-modal path. Mr. Odit said he would follow up with the school.

171

172 On a motion by Mr. Nulty, seconded by Ms. Mercer, **the Selectboard entered Executive Session at 8:07 p.m.**
173 The motion passed 3-0.

174

175 On a motion by Mr. Nulty, seconded by Ms. Mercer, **the Selectboard exited executive session at 9:12 pm. The**
176 **motion passed 3-0.**

177

178 On a motion by Mr. Nulty, seconded by Ms. Mercer, **the Selectboard adjourned the meeting at 9: 12p.m. The**
179 **motion passed 3-0.**

2
3 **Selectboard Meeting**

4 **June 14, 2011 at 7:00 p.m.**

5 **Jericho Town Hall, 67 Vermont Route 15**

6
7 **Members present:** Catherine McMains (Chair), Kim Mercer

8
9 **Others present:** Todd Odit (Town Administrator), Jennifer Frick, Richard Frick, Ann Broekhuizen, Lori Uerz, Mark
10 Walker, Grant Clarke, Kevin Kittell, Deb Kalkstein-Lamb, Ryan Dudley

11
12 The public hearing was called to order by Ms. McMains at 7:00 p.m.

13
14 **1. Public Comment.**

15 There was none.

16
17 **2. Discussion of Draft Noise Ordinance.**

18 Ms. McMains opened discussion of the draft Noise Ordinance.

19
20 Ms. Uerz thanked the Selectboard for coming up with a draft ordinance. She said she had a couple of questions
21 and a couple of comments regarding the draft:

- 22 1) She asked for clarification of "continuing" in Article I, noting it is important to have something to address
23 reoccurring noise.
24 2) She asked if the hours came from State statute.

25 Ms. McMains stated they came from a review of other town ordinances. Ms. Uerz said it is important to address
26 the long periods of constant noise in the daytime also.

27
28 Ms. Uerz asked for clarification of what a "noise waiver from the Selectboard" in Article III is. Ms. McMains
29 stated this is all new and there is not a process in place yet. However, her interpretation of it is that someone
30 would ask for a waiver for a specific event, such as a graduation party.

31
32 Ms. Uerz asked if customary agricultural activities should be added under Article III – Exemptions. She asked if
33 the State Police are able to enforce the ordinance. Ms. McMains said yes, noting the issue with enforcement is
34 the time lag in response since the Town does not have its own enforcement.

35
36 Ms. Uerz stressed she would like to make sure the prolonged loud noises they experienced would be covered by
37 the ordinance, although not specified. Ms. McMains said the ordinance would be revised based on public input.
38 She said the Selectboard received an email from someone who was concerned that motocross was not
39 specifically addressed in the ordinance; although that is a reason many people come forward. Ms. Uerz
40 discussed a recent issue involving ATVs and asked that it not be limited to motocross.

41
42 Mr. Odit asked if there is a level of activity that is reasonable. Ms. Uerz said one to two people for five to ten
43 minutes is reasonable, but beyond that it seriously impacts her ability to be in her house or yard. Mr. Odit noted
44 the complaints seem to stem from one use. Ms. Mercer said it sounds like people want a ban on motocross.
45 Mr. Odit clarified that perhaps it is motorized recreation, which would be more of a zoning issue than a noise
46 issue.

48 Ms. McMains referenced a recent court case where the person was permitted to motocross on his property
49 within certain hours, noting they need to be careful not to limit what people can do on their own property.
50

51 Ms. Kalkstein-Lamb said decibel levels have been discussed in previous meetings, asking if that would be
52 possible to incorporate into the ordinance. She said it should broadly cover anything that would be loud for a
53 long period of time. Ms. McMains noted that decibel levels are covered under zoning. Mr. Odit noted the
54 ordinance was drafted in this way due to the limited resources to enforce it.
55

56 Mr. Clarke stated decibel meters are not that expensive and he has offered to purchase one. He said without a
57 decibel level, this ordinance is virtually unenforceable and is subjective. He discussed decibel meters. Mr.
58 Clarke said the issue is not typical motorized vehicles, but racing vehicles with racing exhaust systems. Mr. Odit
59 asked if the ordinance could address the types of exhausts that are permitted. Mr. Clarke pointed out the
60 difficulties of enforcing a technology rather than the noise level.
61

62 Ms. Broekhuizen also thanked the Selectboard. She pointed out that Article II, Section X(a) is the only section
63 with a time limit, which she likes. She asked for clarification on the complaint wording in that section. Mr. Odit
64 stated the enforcement cannot occur if a complaint is not made and the violation cannot be verified. Ms.
65 Broekhuizen asked who to call for enforcement. Mr. Odit said the State Police and Ms. McMains noted it is
66 covered under Section VI.
67

68 Ms. Broekhuizen suggested adding a provision for multiple offenses under Article VI. Mr. Odit clarified that each
69 occurrence is an offense and discussed the limits on civil penalties. Ms. Mercer asked where the fine money
70 goes. Mr. Odit stated it would go through the Judicial Bureau and be split up, with some of the money coming
71 to the Town.
72

73 Ms. Broekhuizen asked what the difference is between this ordinance and what the Planning Commission is
74 doing. Mr. Odit said they are working on the performance standards and discussed how an enforcement of that
75 type of offense would be handled. He noted that zoning regulations is an appropriate way to regulate a specific
76 use.
77

78 Mr. Clarke clarified that Jericho's Zoning has a regulation addressing noise. Mr. Odit said yes and discussed how
79 the motocross complaint last year was handled.
80

81 Mr. Kittell asked if the town's ordinance is modeled after other ordinances to regulate recreational vehicles. Mr.
82 Odit said the ordinance is based on other noise ordinance, which is all similar. He noted there are very few
83 noise ordinances because they are difficult to enforce.
84

85 Ms. Frick asked for clarification of how the Town would enforce the zoning regulation noise provision. Mr. Odit
86 discussed handling of a one-time event versus a reoccurring event. Ms. Frick asked if the residents could
87 address the issue with the Selectboard under the noise ordinance and through the Planning Commission with
88 regulation. Ms. McMains said you could do both and explained how each of the bodies would proceed.
89

90 Mr. Walker said the noise issue concerning him is gun use across the road. He discussed the situation he is
91 experiencing. He said he would like to see something written about that. Ms. Mercer said a Firearms Ordinance
92 has been brought up. Mr. Odit said there are more restrictions on firearms regulation. He discussed how other
93 towns handle it. He said he could look into how to address prolonged firearm usage from the noise standpoint.
94

95 Someone mentioned the hours again, noting State law gives protection late at night, but they are looking for
96 protection during the daytime hours, which is when there have been problems. Mr. Odit said the ordinance is
97 written in a way to have some balance. The Selectboard and residents present discussed examples of common
98 noise occurrences. Ms. Mercer noted there are grey areas and said they are trying to balance differing

99 viewpoints. She said the Town cannot draft a law to address a specific issue. She discussed traffic noise on
100 Route 15, noting the ordinance will not address it.
101
102 Mr. Frick discussed the situation in Hinesburg, comparing it to this issue on Plains Road. He discussed a pending
103 subdivision of the property.
104
105 Mr. Dudley said there is a lot of speculation. He supports landowners being able to do what they want on their
106 property and finding a balance. He said he has not seen many of the people involved attempt to compromise.
107 Mr. Dudley said he would hate to see motorcycling be discriminated against.
108
109 Ms. Broekhuizen noted there is a section in the zoning regulations that allows for peaceful times and does not
110 specify hours. Someone noted a specific incident is being discussed as a point of reference, but they are aware
111 the ordinance will cover the entire Town. She noted the issue was well received at Town Meeting. Ms. Mercer
112 stated the Selectboard agreed during the meeting to determine whether or not to enact an ordinance and we
113 are going through the process now. The Selectboard discussed the process to pass an ordinance.
114
115 Mr. Odit said the instruction given to the Planning Commission previously was regarding noise performance
116 standards and it may be worthwhile to have them look at the issue of motorized recreation in general. He said
117 there was confusion over the categories and what is permitted. Mr. Odit suggested having them look into it and
118 report back as to whether any changes are needed. He said he could summarize the regulations regarding
119 recreation for the Selectboard.
120
121 Mr. Kittell asked if the ordinance was adopted as written, would it eliminate the possibility to ride a motorized
122 vehicle in Jericho. Ms. Mercer said she does not believe it does, but they are concerned about how it could be
123 interpreted. They discussed various scenarios. Mr. Odit said they could add some definitions to help clarify.
124
125 Ms. McMains voiced concerns about prohibiting people from occasionally riding a vehicle on their own property.
126 Ms. Mercer suggested renaming the ordinance so it is clear it regulates excessive noise. Mr. Clarke noted much
127 of the subjective areas would be eliminated with the use of decibel meters. He encouraged the Selectboard to
128 pass the Noise Ordinance, so that in addition to the zoning regulations, the Town has something enforceable.
129
130 The Selectboard discuss enforcement issues and other ordinances in Town.
131
132 Mr. Dudley noted the American Motorcycling Racing Association has measurement standards for decibel
133 readings that might provide useful information. He discussed requirements for racing and noted he does not
134 support overregulation. Someone noted the racing bikes will still be louder than a standard bike, but think it is
135 worthwhile to obtain the numbers.
136
137 The Selectboard thanked everyone for their input and said they would move forward with the process.
138
139 **3. Approve FY12 Contracts with State Police and Sheriff.**
140 Mr. Odit discussed the contract with the Vermont State Police and their way coverage works in Town. He noted
141 the Sheriff Department would provide 20 hours of coverage a week during high traffic times, allowing for more
142 direction. He recommended contracting for 20 hours each with the Vermont State Police and the Sheriff
143 Department.
144
145 Ms. McMains asked if the radar feedback signs collect data that will help direct the coverage. Mr. Odit said they
146 can move them around town and direct coverage as appropriate. The Selectboard discussed with Mr. Odit some
147 of the problem areas. They discussed how the hours will be used. Ms. McMains asked if the Speeding
148 Ordinances are in order and enforceable. Mr. Odit said they are, but work needs to be done in new

149 developments where speed studies were not performed. He discussed with the Selectboard how to correct
150 those situations. The Selectboard discussed with those present the reason for increasing coverage.

151
152 Ms. Kalkstein-Lamb asked about pedestrian crossings and whether enforcement would help with making these
153 areas safer, in particular those on Route 15 in the Village Corners area. Mr. Odit discussed the process and the
154 State's involvement in that particular area. The Selectboard and those present discussed police coverage of the
155 Town. The Selectboard discussed the budget implications of entering into these contracts with Mr. Odit.

156
157 On a motion by Ms. Mercer, seconded by Ms. McMains, **the Selectboard approved the proposed contracts with**
158 **the Vermont State Police and the Chittenden County Sheriff Department.** The motion passed 2-0.

159
160 **4. Capital Budgeting and Planning Process Discussion.**

161 Mr. Odit provided the Selectboard with a proposed Capital Budget and Plan Development Calendar for review.
162 The Selectboard discussed the proposed calendar and how new projects will be incorporated. He discussed
163 incorporating Town Plan policies into the calendar. The Selectboard discussed budgeting and funding
164 implications with Mr. Odit.

165
166 **5. Review and Discussion of Selectboard Calendar.**

167 Mr. Odit provided the Selectboard with a draft work schedule of recurring tasks. The Selectboard gave
168 feedback, noting it is helpful to visually see the tasks laid out on the calendar. Ms. McMains suggested an
169 agenda item for updates on outstanding items, including grants.

170
171 **6. Route 15 Sidewalk Preliminary Plan Review/Approval.**

172 Mr. Odit said the preliminary plans are for sidewalks from Palmer Lane to the Underhill Town line. Ms. McMains
173 asked about an issue with trees and the material to be used. Mr. Odit said the tree issue has been resolved and
174 he believed the material would be asphalt. Ms. Mercer noted that asphalt would be more aesthetic in the area.
175 The Selectboard discussed asphalt versus concrete.

176
177 On a motion by Ms. Mercer, seconded by Ms. McMains, **the Selectboard approved the preliminary plans for**
178 **sidewalks from Palmer Lane to the Underhill Town line in the Riverside/Underhill Flats area, using asphalt as**
179 **the medium.** The motion passed 2-0.

180
181 **7. Discussion of DPS Energy Grant Projects.**

182 Mr. Odit stated the quote for insulating the Highway Garage came in significantly higher given the material that is
183 required. He said Efficiency Vermont is recommending prioritizing and completing what we can with the grant
184 money in the following order: lighting; air sealing; and replacing the roof, if possible.

185
186 Mr. Odit said the study recommended making the doors air tight and he obtained bids. He noted those who bid
187 said replacing the doors would be more cost effective. Mr. Odit said the lighting improvements would result in
188 incentive payment from Efficiency Vermont, which is required to be invested in the garage. He said the incentive
189 payment would offset some of the cost of the replacement doors not covered under the grant, noting it would
190 be about \$1,800 over the required match.

191
192 Ms. Mercer noted concerns about not getting the building insulated. Mr. Odit said these improvements will help,
193 since we cannot afford to insulate in a way that would qualify for the DPS grant money. The Selectboard
194 discussed the grant limitations and Efficiency Vermont's involvement with Mr. Odit. They also discussed the
195 bidding process. Mr. Odit said at a minimum they will do the doors, the lighting, and the air sealing and will wait
196 to see about the roof.

197

198 **8. Approve minutes of 6/2/2011.**

199 On a motion by Ms. Mercer, seconded by Ms. McMains, the Selectboard approved the 6/2/2011 minutes as
200 amended. The motion passed 2-0.

201

202 **9. Approve warrants of 6/14/2011.**

203 The Selectboard members present signed the warrants.

204

205 **10. Other Business**

206 Mr. Odit stated a catering permit request came in today for a National Guard event to be held on June 30, 2011.

207 On a motion by Ms. Mercer, seconded by Ms. McMains, the Selectboard approved a catering license for Yeppa
208 Incorporated doing business as The Abbey Pub and Restaurant. The motion passed 2-0.

209

210 Mr. Odit said a Tax Stabilization request was received on the Farrell property, located at 579 Browns Trace Road.
211 He noted the property has been in the program for many years. He noted the property is in an estate now and
212 the acreage is being reduced to 85 acres.

213

214 On a motion by Ms. McMains, seconded by Ms. Mercer, the Selectboard approved the tax stabilization request
215 for property located at 579 Browns Trace Road. The motion passed 2-0.

216

217 On a motion by Ms. McMains, seconded by Ms. Mercer, the Selectboard entered Executive Session at 9:00
218 p.m. The motion passed 2-0.

219

220 Mr. Nulty joined the Executive Session via telephone.

221

222 On a motion by Ms. McMains, seconded by Ms. Mercer, the Selectboard exited Executive Session at 9:20 p.m.
223 The motion passed 3-0.

224

225 On a motion by Ms. Mercer, seconded by Ms. McMains, the Selectboard appointed Cheryl Thomas, Lori Dykma
226 and Andrew Levi as Listers, for a term to expire September 30, 2011. The motion passed 2-0.

227

228 On a motion by Ms. Mercer, seconded by Ms. McMains, the Selectboard adjourned the meeting at 9:22 p.m.
229 The motion passed 2-0.

230